

MEETING NO. 8

Cheektowaga, New York
April 1st, 1963

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 1st day of April, 1963, at 2:30 p.m., E.S.T., there were:

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

ABSENT:	Benedict T. Holtz	Supervisor
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Also present were: Town Clerk Hanley; Deputy Town Attorney Delahunt; Town Historian Julia B. Reinstein and Town Engineer Kamm.

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

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

Item No. 3 Referred to the Chief of Police the request of the Columbian Club of Cheektowaga to hold their Fun Days on June 26th, 1963 to and including June 30th, 1963, on Columbian Club property at 550 Cayuga Road. 18 42

Item No. 4 Referred to the Chief of Police the request of the Town Recreational Director to use a sound car and twenty-five (25) Auxiliary Police at the Town Park on April 13th, 1963 in connection with the Junior Chamber of Commerce Annual Easter Egg Hunt. 18 16

Item No. 5 Referred to the Town Attorney communication from the Board of Fire Commissioners of Hy-View Fire District No. 8 relating to the contract of the Bowmansville Volunteer Fire Association. 33 22

Item No. 6 Referred to the Town Board the request of the Francis J. Donovan Auxiliary, Unit 1626, American Legion, to sell poppies in the Town on May 16, 1963 and May 17, 1963. 10 42

Item No. 7 Referred to the Assessors for a property check the petition for the improvement of Nagel Drive from house No. 324 north to the south side of Joseph Street, by the installation of street lighting equipment. 17 32 17

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

WHEREAS, the house numbers assigned by the United States Post Office department to the houses on Henry Street north from the Thruway make it necessary that the portion of Henry Street south from the Thruway to Cayuga Creek Road be re-named; NOW, THEREFORE,

BE IT RESOLVED, that the portion of Henry Street south from the Thruway to Cayuga Creek Road be re-named South Henry Street, effective immediately, and the Superintendent of Highways is hereby requested to change the street name signs accordingly.

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

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

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

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Item No. 9 Cont'd

A RESOLUTION PROVIDING FOR THE ISSUANCE OF \$592,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA.

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

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

(1) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$24,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated November 6, 1961, authorizing the issuance of \$32,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of curbs on Joanne Lane and Dennis Lane", which was adopted by the Town Board on November 6, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz: \$2,500 in each of the years 1963 to 1968, inclusive, and \$3,000, in each of the years 1969 to 1971, inclusive.

(2) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$16,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated June 5, 1961, authorizing the issuance of \$20,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of pavement on Greenway Boulevard", which was adopted by the Town Board on June 5, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz: \$2,000 in the year 1963, \$1,900 in the year 1964, and \$1,800 in each of the years 1965 to 1971 inclusive.

(3) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$29,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated May 7, 1962, authorizing the issuance of \$38,280 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of drainage system in extension of drainage District No. 7", which was adopted by the Town Board on May 7, 1962. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz: \$925 in the year 1964, \$900 in each of the years 1965 to 1967, inclusive, \$970 in the year 1968, \$925 in each of the years 1969 to 1971, inclusive, \$1,110 in each of the years 1972 to 1977, inclusive, \$1,070 in each of the years 1978 to 1980, inclusive, \$1,110 in each of the years 1981 and 1982, \$1,340 in the year 1983, \$940 in each of the years 1984 to 1991, inclusive, and \$1,180 in the year 1992.

(4) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$82,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated September 17, 1962, authorizing the issuance of \$130,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board on September 17, 1962. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz: \$2,200 in the year 1964, \$2,530 in each of the years 1965 to 1967, inclusive, \$2,700 in the year 1968, \$2,590 in each of the years 1969 to 1971, inclusive, \$3,110 in each of the years 1972 to 1977, inclusive, \$2,990 in each of the years 1978 to 1980, inclusive, \$3,110 in each of the years 1981 and 1982, \$3,130 in the year 1983, \$2,630 in each of the years 1984 to 1989, inclusive, \$3,130 in each of the years 1990 and 1991, and \$3,220 in the year 1992.

(5) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$163,000 shall be issued pursuant to the bond resolution

Item No. 9 Cont'd

entitled "Bond Resolution dated June 18, 1962, authorizing the issuance of \$190,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of sewer system in extension of Sewer District No. 7", which was adopted by the Town Board on June 18, 1962. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz: \$4,610 in the year 1964, \$5,000 in each of the years 1965 to 1967 inclusive, \$5,355 in the year 1968, \$5,110 in each of the years 1969 to 1971, inclusive, \$6,140 in each of the years 1972 to 1977, inclusive, \$6,400 in each of the years 1978 and 1979, \$6,900 in the year 1980, \$6,140 in each of the years 1981 and 1982, \$5,900 in the year 1983, \$5,200 in each of the years 1984 to 1991, inclusive, and \$6,385 in the year 1992.

(6) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$38,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated June 19, 1961, authorizing the issuance of \$74,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board on June 19, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$1,500 in the year 1963, \$1,000 in the year 1964, \$1,500 in each of the years 1965 to 1980 inclusive, \$1,000 in each of the years 1981 and 1982, \$1,500 in the year 1983 and \$1,000 in each of the years 1984 to 1991, inclusive.

(7) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$73,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated May 7, 1962, authorizing the issuance of \$73,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law to finance construction of sewer system in extension of Sewer District No. 7", which was adopted by the Town Board on May 7, 1962. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$3,000 in the year 1963, \$2,240 in the year 1964, \$2,145 in each of the years 1965 to 1967, inclusive, \$2,300 in the year 1968, \$2,200 in each of the years 1969 to 1971, inclusive, \$2,640 in each of the years 1972 to 1980, inclusive, \$2,640 in each of the years 1981 and 1982, \$3,130 in the year 1983, \$2,230 in each of the years 1984 to 1991, inclusive, and \$2,715 in the year 1992.

(8) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$9,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated August 21, 1961, authorizing the issuance of \$23,500 Serial Bonds \$1500 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, in park and playground improvements", which was adopted by the Town Board on August 21, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$1,000 in each of the years 1963 to 1971, inclusive.

(9) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$52,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated September 10, 1962, authorizing the issuance of \$52,000 Serial Bonds and \$3,000 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the reconstruction of the Town's Incineration Plant", which was adopted by the Town Board on September 10, 1962. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$2,750 in the year 1964, \$2,250 in each of the years 1965 to 1967, inclusive, \$2,500 in each of the years 1968 to 1971, inclusive, \$3,000 in each of the years 1972 to 1978, inclusive, \$2,500 in the year 1979, and \$3,000 in each of the years 1980 to 1982, inclusive.

(10) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$51,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated December 18, 1961, authorizing the issuance of \$142,500 Serial Bonds and \$7,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to

Item No. 9 Cont'd

finance the improvement of Scajaquada Creek", which was adopted by the Town Board of the Town on December 18, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$3,000 in the year 1963, \$2,000 in the year 1964, \$1,500 in each of the years 1965 to 1978, inclusive, \$2,000 in each of the years 1979 to 1990, inclusive, and \$1,000 in the year 1991.

(11) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$17,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated November 20, 1961, authorizing the issuance of \$75,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of sidewalks on Town, County and State Highways", which was adopted by the Town Board of the Town on November 20, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$2,000 in the year 1963, and \$1,875 in each of the years 1964 to 1971, inclusive.

(12) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$31,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated July 3, 1961, authorizing the issuance of \$34,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of water supply system in extension of Water District No. 9", which was adopted by the Town Board of the Town on July 3, 1961. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$1,000 in each of the years 1963 to 1989, inclusive, and \$1,500 in each of the years 1990 to 1992, inclusive.

(13) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$5,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 7, 1957, authorizing the issuance of \$1,200,000 Serial Sewer District No. 7 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board of the Town on October 7, 1957. Said bonds shall be payable in annual installments on July 1 in each year as follows, viz.: \$1,000 in each of the years 1963 to 1967, inclusive.

(14) All of the bonds referred to in paragraphs (1) to (13) inclusive, of this resolution shall be issued as a single issue of bonds of the aggregate principal amount of \$592,000, to be designated "Serial Public Improvement Bonds", and to consist of five hundred ninety-two bonds of the denomination of \$1,000 each, numbered from 1 to 592, inclusive, in the order of their maturity, and to be payable in annual installments on July 1 in each year as follows: \$17,000 in the year 1963, \$25,000 in each of the years 1964 to 1971, inclusive, \$20,000 in each of the years 1972 to 1979, inclusive, \$21,000 in the year 1980, \$20,000 in each of the years 1981 and 1982, \$18,000 in the year 1983, \$15,000 in each of the years 1984 to 1989, inclusive, \$16,000 in the year 1990, and \$15,000 in each of the years 1991 and 1992.

(15) Each of said Serial Public Improvement Bonds shall be deemed to be issued pursuant to each of the Bond Resolutions hereinbefore described and the portion of the indebtedness evidenced by each bond which shall be deemed to represent indebtedness incurred by the issuance of bonds pursuant to such Bond Resolution shall bear the same proportion to \$1,000 as the amount of bonds of like maturity to be issued pursuant to such Bond Resolution bears to the total amount of bonds of like maturity to be issued pursuant to all such Bond Resolutions.

(16) Each of said bonds shall be dated April 1, 1963, and shall bear interest at a rate which shall not exceed five per centum (5%) per annum, and such interest shall be payable on July 1, 1963 and thereafter semi-annually on January 1 and July 1 in each year.

(17) Both principal of and interest on said bonds shall be

No. 9 Cont'd

payable at the principal office of the Manufacturers and Traders Trust Company of Buffalo, in the City of Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

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

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

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Town Engineer has prepared plans, specifications and contract documents for the construction of a Town Park Comfort Station and sanitary sewer for the Town Park off Nokomis Parkway, and such plans, specifications and contract documents have been examined by this Board, approved by the same, and are on file in the Town Clerk's Office; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, on April 4, 1963 the attached Notice to Contractors.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the

Item No. 10 Cont'd

Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 15th day of April, 1963, at 7:30 o'clock P.M., Eastern Standard Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the Town Clerk's office, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00 and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of ten (10%) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station off Nokomis Parkway."

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY,
Town Clerk

Dated: April 1, 1963
Published: April 4, 1963

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

(Affidavit on next page)

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN
that pursuant to a resolution of

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For a Yea

of 48 Elaine C. Sullivan
Erie County Music Educators
Association 14th annual con-
cert held at Kleinhans Music
hall on Sunday March 31. Their
son Tommy, a sixth grader in the

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 4th day
of April, 1963, and the last inser-
tion being on the _____ day of _____
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

APR 11 1963 19____

Glenn D. Dancy
Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 10th day of April, 1963 at 7:30 o'clock P. M., Eastern Standard Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed Contract Documents, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of ten (10%) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station off Nokomis Parkway."

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY,
Town Clerk

Dated: April 1, 1963
Published: April 4, 1963

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

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

Be it resolved that CARLTON FATH be and that he hereby is appointed Equipment Operator in the Town Recreation Department. Effective May 1, 1963.

Seconded by Councilman Trojanoski.

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

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

WHEREAS, the Chief of Police has requested the purchase of fifty-four (54) jackets for members of the Police Force, and has submitted the attached specifications; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS the following advertisement for bids:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 15, 1963, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of jackets for members of the Police Force.

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

Dated: April 1, 1963.

KENNETH T. HANLEY
Town Clerk

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

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

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

(Affidavit on next page)

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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 April 15, 1963, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of jackets for members of the Police Force.

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

Dated: April 1, 1963

KENNETH T. HANLEY
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Cheektowaga}
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 4th day of April, 1963, 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

April 11 1963, 19____

Kenneth T. Hanley
Notary Public in and for Erie County

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

BE IT RESOLVED, that the authority to issue bonds and bond anticipation notes not heretofore exercised by this Town Board be and the same is hereby terminated in the case of any proceeding in which any bonds have been heretofore sold and delivered, except for proceedings covering original construction in Sewer District No. 7 wherein bond resolution was adopted October 7, 1957 authorizing issuance of \$1,200,000 serial bonds, and bond anticipation note resolution was adopted on same date authorizing the issuance of an equal amount of bond anticipation notes, in which case all authority is herewith terminated to issue any additional bonds or bond anticipation notes except that \$5,000 of serial bonds may be issued.

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

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

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

RESOLVED, that the Erie County Water Authority be authorized and directed to install a fire hydrant in front of No. 219 Lou Ann Drive, Town of Cheektowaga, New York, in Fire District No. 8.

Seconded by Councilman Trojanoski.

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

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

RESOLVED, that the request of the Town of Cheektowaga for a lower maximum speed limit on Walden Avenue and also other town highways within the Town of Cheektowaga be granted as per communication from the State Traffic Commission dated January 4, 1963 and June 13th, 1962, be approved and that the Town Clerk be authorized and directed to sign and return to the State Traffic Commission the request for same.

Seconded by Councilman Trojanoski.

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

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

WHEREAS, the Town of Cheektowaga has previously requested the New York State Traffic Division to consider the advisability of the installation of a Traffic Signal at Broadway and Halstead Avenue in the Village of Sloan, Town of Cheektowaga, New York, which installation was denied and,

WHEREAS, this intersection has been the scene of many accidents, including a fatal accident on March 22, 1963 and,

WHEREAS, there is a long stretch of uncontrolled traffic from North Ogden to Harlem Road which, condition is conducive to speeding by vehicular traffic, and

WHEREAS, a safe entrance onto Broadway from Halstead Avenue is necessary.

NOW THEREFORE, be it resolved that the New York State Traffic Division be and they hereby are requested to study the traffic situation at Broadway and Halstead Avenue with the view of installing a

Item No. 16 Cont'd

traffic signal at said corner.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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Item No. 17 This being the time and the place advertised for a public hearing for the improvement of that portion of the east side of Union Road extending south from Geo. Urban Boulevard approximately 1821 feet to Scajaquada Creek, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the east side of said portion of Union Road to be so improved.

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

The Chairman announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the following resolution was presented and adopted. 24

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

WHEREAS, a written petition was duly filed with this Board, requesting the improvement of that portion of the east side of Union Road extending south from George Urban Boulevard approximately 1821 feet to Scajaquada Creek, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the east side of said portion of Union Road to be so improved, and

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

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

WHEREAS, at a meeting of the Town Board duly held on March 18, 1963, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in the petition, to wit: the sum of Nineteen Thousand Five Hundred Dollars (\$19,500.00), and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of April, 1963, at 2:30 o'clock P.M., Eastern Standard, and

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

WHEREAS, a hearing was held by this Board at the place and on the date and at the time hereinbefore mentioned, and at such time and

Item No. 18 Cont'd

place the said Town Board did duly consider the said petition and hear all persons interested;

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

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the improvement of that portion of the east side of Union Road extending south from George Urban Boulevard approximately 1821 feet to Scajaquada Creek, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the east side of said portion of Union Road to be so improved and be it further

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

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga be authorized and directed to prepare plans and specifications for culvert on the following named highways in the Town of Cheektowaga, New York:

Andres Place on the north end of the street which is south of Genesee Street;

Mildred Drive;

Toelsin Road;

Ledyard Avenue - Depew;

Taylor Road - Depew

Seconded by Councilman Wroblewski.

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

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

WHEREAS, Mary C. Morgan has requested the town to abandon that portion of Shanley Street from Dingen Street south to the Niagara Thru Way,

Item No. 20 Cont'd

BE IT RESOLVED, that the request of Mary C. Morgan be and the same is hereby granted and that the Town of Cheektowaga is hereby granted an easement to a ten (10) inch sanitary sewer in said street, sketch of same which is attached hereto.

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Seconded by Councilman Kornecki.

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

(Sketch on next page)

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and the State of New York, being part of Lot No. ^{161 & 162}, Township 10, Range 7 of the Holland Land Company's Survey, known as Shanley Street and located between Dingens Street and the Niagara Thruway, and more particularly bounded and described as follows:

BEGINNING at a point in the south right-of-way line of Dingens Street, said point being the intersection between the west right-of-way line of Shanley Street and the south right-of-way line of Dingens Street, said point being 47 feet south of the center line of Dingens Street as laid out originally as a 66 foot Highway;

THENCE easterly a distance of 60 feet to a point in the east right-of-way line of Shanley Street, said point being 47 feet south of the center line of Dingens Street as laid out originally as a 66 foot highway;

THENCE southerly a distance of 274.69 feet more or less to the north right-of-way line of ^{the} Niagara Thruway;

THENCE westerly a distance of 60 feet along the north right-of-way line of the Niagara Thruway to the west right-of-way line of Shanley Street;

THENCE northerly a distance of 275.15 feet more or less along the west right-of-way line of Shanley Street to the point of beginning.

The Town of Cheektowaga, Sanitary Sewer District No. 3, reserves a ten foot wide permanent easement to repair, service and maintain the existing 10 inch vitrified tile sewer located along the center line of this portion of Shanley Street to be abandoned.

STATE

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SHANLEY

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DINGENS

10-0 CASMENT

EXISTING JOINT SANITARY

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

WHEREAS, Max B. Staniszewski and wife applied to the Town of Cheektowaga in 1947 for rezoning of premises on Union Road near Goering Avenue, which rezoning was granted for Business purposes and use as a gasoline filling station,

WHEREAS, the description in said rezoning was erroneous,

NOW THEREFORE, in order to correct the record, be it resolved that the Town Board direct the Zoning Board of Appeals to conduct a public hearing to correct the errors in the previous Town Board Action and to rezone from a Residential Zone to a Business Zone for gasoline station purposes the property described in the attached survey and description.

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-

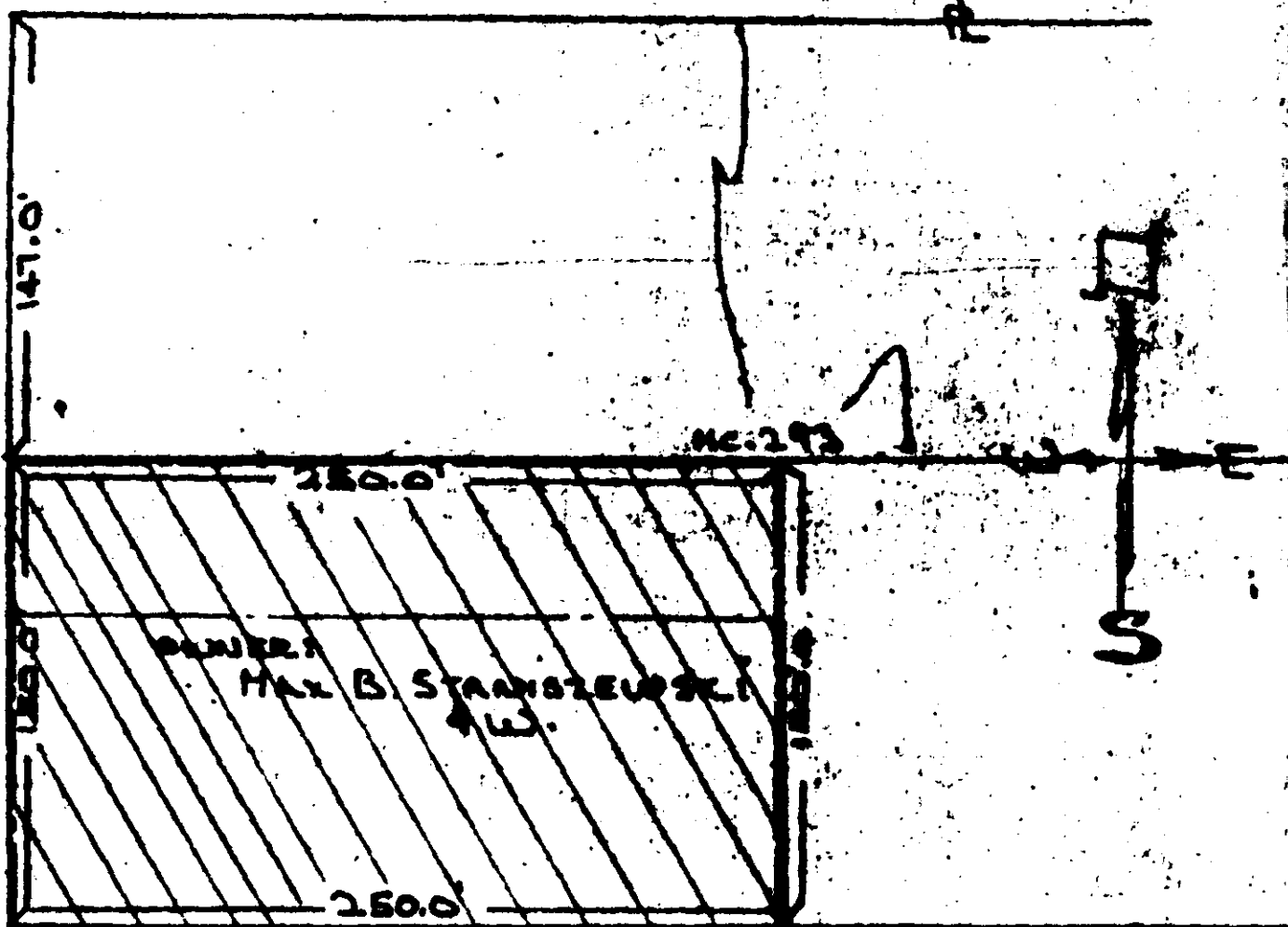
ABSENT: -1-

(Description on next page)

ROAD

GEORING

AVE.



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 11, Township 11, Range 9 of the Holland Land Company Survey, situate on the east side of Union Road, and more particularly bounded and described as follows:

Beginning at the southwest corner of Map Cover 293 filed at the Erie County Clerk's office in 1888, said point being located in the east right-of-way line of Union Road 147.0 feet more or less south of the south R.O.W. line of Georing Avenue; Thence, southerly 150 feet along the east right-of-way line of Union Road, and thence easterly for 250 feet; thence northerly for 150 feet along a line parallel with the east right-of-way line of Union Road to the south property line of Map Cover 293; thence westerly for 250 feet along the south property line of Map Cover 293 to the point of beginning.

Item No. 22 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 7737 Nos.	to 7796 to	inclusive inclusive
Highway Fund	Nos. 2377 Nos.	to 2402 to	inclusive inclusive
Special districts	Nos. 3068 Nos.	to 3098 to	inclusive inclusive
Part Town Fund	Nos. 942	to 946	inclusive
C & I	Nos. 476	to 477	inclusive
Tax	Nos.		
Health	Nos.		

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that the Town Clerk be authorized and directed to issue building permit applications approved by the Building Inspector in his communication dated April 1, 1963. ¹⁵/₃₅

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

Item No. 24 Moved by Councilman Wroblewski, seconded by Councilman Fath, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

MEETING NO. 9Cheektowaga, New York
April 15th, 1963

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 15th day of April, 1963, at 7:30 p.m., E.S.T., there were:

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

ABSENT:	Alancin M. Fath	Councilman
	Stanley R. Bystrak	Councilman

Also present were: Town Attorney Kitzinger and Deputy Town Attorney Delahunt.

Due to the absence of Town Clerk, Hanley, first deputy town clerk Charlotte Janiak was designated to act as clerk for this meeting.

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

Item No. 3 Ordered received and filed communication from the Board of Assessors relating to a petition filed for the erection of a temporary building at No. 2975 Genesee Street. 32
17
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Item No. 4 Referred to the Town Board communication from the Cheektowaga Improvement Association, Inc., relating to a Coliseum or a Community Center to be erected in the Town. 10
42

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

WHEREAS, there is a vacancy in the office of Second Deputy Town Clerk by reason of the resignation of Miss Gertrude Nolan from said office; NOW, THEREFORE,

BE IT RESOLVED, that Norman Bailey, the present Third Deputy Town Clerk be and he hereby is appointed as Second Deputy Town Clerk to fill said vacancy, effective immediately, at the annual salary provided therefor in the current budget.

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

Effective as of April 22, 1963.

Carried: -5- Absent: -2-

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

31

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

WHEREAS, the Town of Cheektowaga must establish the status of certain Library employees,

BE IT RESOLVED, that Mrs. Esther Underwood, Mrs. Mildred Lindsay, Mrs. Lucille Reid and Mrs. Marie Kopera be appointed to the

Item No. 6 Cont'd

positions that they now hold.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Dated: April 15th, 1963

31
44

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

BE IT RESOLVED, that Walter J. Wiktor of Depew, New York, be and hereby is appointed as Sewage Operator Trainee at the Disposal Plant #5, Cheektowaga, New York at an annual salary of \$5000.00, effective April 22, 1963.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

RESOLVED, that William R. Towery, Cheektowaga, N.Y., Richard Thurnherr, Depew, N.Y., Francis J. Kelly, Cheektowaga, N.Y., be and they hereby are appointed policemen on the Town of Cheektowaga Police Force, effective April 29, 1963, at the regular starting salary of \$5,985.00 per annum.

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

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

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

Dated: 4-15-63

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

RESOLVED, that the Supervisor be and he is hereby authorized to purchase from the Westinghouse Electric Corporation six (6) Y-19 Street Lighting Standards to be used for replacement purposes and to be paid for by the General Lighting District.

Item No. 9 Cont'd

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

DATED: April 15th, 1963

27

Item No. 10 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Board of Fire Commissioners of the Forks Fire District #3, for the installation of the following fire hydrants be granted:

Near southeast corner of Zoerb Avenue and Nassau Lane.
Near southeast corner of South Creek Drive and Nassau Lane.
Duke Road, this hydrant to be located near pole No. 235
which is just east of the Derrick Mfg. Co.

22
28

10-15-63 CARRIED: -5- ABSENT: -2-

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

RESOLVED, that the Chief of Police be authorized and directed to put into effect the following:

Variance of parking restrictions, the west side of Pine Ridge Road, from point across from Wildy Street, going south, to a point 200 feet south of Doat Street as follows: Except Sundays from 9 a.m. to 1 p.m., further resolved that the Chief of Police have the following signs installed:

Stop signs at the intersection of Vern Lane and Constance Lane:

A. Southeast corner of Constance Lane and Vern Lane to stop for Constance Lane.

B. Northwest corner of Constance Lane and Vern Lane to stop for Constance Lane.

Stop sign at intersection of Vern Lane and Dowmer Place;

A. Northwest corner of Vern Lane and Dowmer Place, Vern Lane to stop for Dowmer.

Stop signs at Claudette Court at Claudette Drive and Santin Drive.

A. Northwest Corner of Claudette Court and Santin Drive, Claudette Court to stop for Santin Drive.

B. Southeast corner of Claudette Court and Claudette Drive, Claudette Court to stop for Claudette Drive.

Stop sign at the intersection of Sandy Lane and Vern Lane:

A. Northeast corner of Sandy Lane and Vern Lane, Vern Lane to stop for Sandy Lane.

Item No. 11 Cont'd

Seconded by Councilman Trojanoski.

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

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

WHEREAS, the Town Engineer has prepared plans, specifications and contract documents for the construction of a Town Park Comfort Station and sanitary sewer for the Town Park off Nokomis Parkway, and such plans, specifications and contract documents have been examined by this Board, approved by the same, and are on file in the Town Clerk's Office; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, on April 18, 1963 the attached Notice to Contractors.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 6th day of May, 1963, at 2:30 o'clock P.M., Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of ten (10%) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station off Nokomis Parkway".

No bidder shall withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

Item No. 12 Cont'd

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any infomalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY
Town Clerk

Dated: April 15, 1963
Published: April 18, 1963

Hereto attached is a copy of the notice published in the **Supper Herald and Cheektowaga News**.

(Affidavit on next page)

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN

pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 6th day of May, 1963 at 2:30 o'clock P. M., Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of ten (10%) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station off Nokomis Parkway."

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board

and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY,
Town Clerk

Dated: April 15, 1963
Published: April 18, 1963

Item No. ³13 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Reynders Electric Company be authorized and directed to install a traffic signal light in front of the F. N. Burt Company Plant in Walden Avenue, Town of Cheektowaga, New York, said cost of traffic light to be charged to the Town of Cheektowaga and that F. N. Burt Company will reimburse the town for said traffic light.

Seconded by Councilman Trojanoski.

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13

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

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install 1-4000 lumen overhead globe type incandescent light on existing Pole #623 in front of house at 617 Doat Street.

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

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

27

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

DATED: April 15th, 1963

Item No. 15 This being the time and the place advertised for the receiving of sealed proposals for the furnishing of jackets for members of the Police Force.

The 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:

Webers' Uniforms, inc.,

54 jackets made at one time.....\$38.50 each;
Single order jackets..... 39.50each;
Alternative bid-jacket made by uniform manufacturer
outside of Buffalo, N.Y.;

54 jackets made at one time.....\$49.50 each;
Single order jackets..... 52.50 each;

United Uniform Company..... 47.50 each;

Weinberg & Bass, Inc.,..... 39.50 each;

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

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

WHEREAS, bids for the purchase of jackets for the members of the Cheektowaga Police Force were received at this meeting, as the result of public advertisement therefor, from Weinberg & Bass, Inc., at a unit price of \$39.50; from United Uniform Co. at a unit price of \$47.50; and from Weber's Uniforms Inc., at a unit price of \$39.50 and for 54 jackets made at one time at a unit price of \$38.50, delivery not until September, 1963, and if delivery sooner, the price for 54 jackets to be \$49.50 each and single order \$52.50 each, and

Item No. 16 Cont'd

WHEREAS, such bids were referred to the Chief of Police for recommendations, and he has recommended that award be made to Weinberg & Bass, Inc.; NOW, THEREFORE,

BE IT RESOLVED, that the bid of Weinberg & Bass, Inc. to furnish jackets for the members of the Police Force for the current fiscal year, at the unit price of \$39.50, be and the same hereby is accepted as being the lowest bid from a responsible bidder meeting specifications.

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

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

ABSENT: Councilman Bystrak
Councilman Fath

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

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

WHEREAS, many Swimming Pools have been constructed in the Town of Cheektowaga and,

WHEREAS, the Cheektowaga Town Board deems it advisable to regulate the future construction of Swimming Pools and also regulate the future operation of Swimming Pools presently in use, as a measure to protect the health, safety and general welfare of the residents of the Town of Cheektowaga.

NOW, THEREFORE,

BE IT RESOLVED, that the following ordinance be considered for adoption.

RESOLVED: that the following ordinance, to be known as Ordinance #35, of the Ordinances of the Town of Cheektowaga, Erie County, New York, be adopted pursuant to the provisions of Section 130, of the Town Law of the State of New York.

This Ordinance shall be known as the SWIMMING POOL Ordinance of the Town of Cheektowaga, Erie County, New York.

Section 1. (a) The following words, when used in this ordinance, shall have the following meaning:

The word "Town" shall mean the Town of Cheektowaga, New York.

The word "Councilman" shall mean the Town Board of the Town of Cheektowaga, New York.

The words "Town Clerk" shall mean the Clerk of the Town of Cheektowaga, New York.

The words "Town Engineer" shall mean the Engineer of the Town of Cheektowaga, New York, or any person employed to perform engineering services for the Town of Cheektowaga, New York.

The word "Person" includes a corporation, association, organization, firm and partnership as well as an individual.

Item No. 17 Cont'd

The words "swimming pool" shall mean a private swimming pool or tank, artificially constructed, installed or maintained upon any premises by any person for his own or his family's use, for the use of his guests or invitees, and shall also mean and include a wading pool or tank, artificially constructed or installed, not designed or used for swimming, with an area of more than 120 square feet and a water depth of more than 18 inches. Plastic above ground pools are excluded from the provisions of this ordinance.

(b) Whenever, in this Ordinance, any word importing the singular number or masculine gender is used in describing or referring to any person, party, matter or thing, the same shall include and apply to several persons, or parties as well as to one, person or party, to females as well as males, and to several matters or things as well as one matter or thing.

Section 2. It shall be unlawful for any person to construct or install a swimming pool in the Town without having first obtained a permit therefore. Application for such a permit, accompanied by four sets of plans and specifications of such proposed swimming pool, shall be filed with the Town Clerk. There shall be stated in such application the premises, and the exact location thereon, where said swimming pool is proposed to be constructed or installed. The Town shall not pass on the structural features or durability of the swimming pool, but shall issue a permit therefor if the same complies with the provisions of this Ordinance. A fee of \$10.00 shall be charged for such permit.

Section 3. Such swimming pool shall be made of materials which are waterproof and easily cleaned. No aluminumpaint, shall be used as a finish. No sand or earth bottoms will be used.

Section 4. Every swimming pool hereafter constructed or installed shall be equipped with a discharge drain. Such drain shall be not over 2 inches in diameter and be of galvanized iron pipe, or of an approved equal material, extending from said pool to either a brook, or a storm sewer where capacity is adequate as determined by the Town Engineer. The cost and expense of making all connections and maintaining such drain between any swimming pool and the Town's storm sewer shall be borne by the person constructing, installing or maintaining the swimming pool. No swimming pool shall be drained into the Town's storm sewer more than twice a year, and then only after notifying the Town Engineer and receiving written approval therefor.

Section 5. No such swimming pool hereafter constructed or installed shall be located nearer than 5 feet to any property side line nor nearer than 25 feet to the front lot line of any street along which any premises containing any such swimming pool are located.

Section 6. No artificial lighting shall be maintained or operated in connection with any swimming pool, presently constructed or installed or hereafter to be constructed or installed, in such manner as to be a nuisance or an annoyance to the neighboring properties or the occupants thereof.

Section 7. Every swimming pool heretofore or hereafter constructed, installed or maintained shall be completely enclosed by a fence of durable construction not less than four feet high nor more than six feet high, having at least one gate, which gate, shall be kept securely locked at all times when such pool is not being used.

Section 8. Every swimming pool presently constructed or installed or hereafter constructed or installed, shall be maintained at all times, in such manner as never to constitute a hazard or menace to health or safety. Any hazard or menace to health or safety which may exist, or develop in, or in consequence of, or in connection with, any

Item No. 17 Cont'd

such swimming pool shall be forthwith abated and/or removed by the person in possession, owning or having jurisdiction over such pool, upon receipt of notice from the Town Board. The Town Board upon written application, may, in hardship cases, grant variances to any of the provisions of this Ordinance.

Section 9. Any person violating any of the provisions of this Ordinance shall, upon conviction thereof be guilty of an offense and shall be subject to the payment of a fine not exceeding \$200.00 or to imprisonment for a period not exceeding 90 days or both.

Section 10. If any of the provisions of this Ordinance shall be found to be invalid, the remaining provisions hereof shall not be affected thereby but shall be and remain in full force and effect.

Section 11. Any term, provision or part of any other ordinance in conflict with this Ordinance is hereby repealed to the extent of such conflict.

Section 12. This Ordinance shall take effect after final passage and publication as required by law.

RESOLVED, that pursuant to Section 130, of the Town Law of the State of New York, this Town Board shall meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, on the 6th day of May, 1963, at 2:30 o'clock P.M., Eastern Daylight Saving 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 Daylight Saving Time, on May 6th 1963, will hold a hearing on the matter of the adoption of a Swimming Pool Ordinance for the Town of Cheektowaga, which said ordinance would make it an offense for any person, firm or corporation to operate or construct a swimming pool in violation of the provisions of such ordinance, copies of which are on file in the Town Clerk's office of the Town of Cheektowaga, which ordinance would pertain to the entire Town of Cheektowaga, outside the Villages of Depew and Sloan, pursuant to the provisions of Section 130, of the Town Law, of the state of New York, 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: April 15, 1963.

KENNETH T. HANLEY

Town Clerk of the Town of
Cheektowaga, Erie County,
New York.

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

Supervisor Holtz	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kernecki	Voting AYE

Item No. 17 Cont'd

Councilman Trojanoski
Councilman Wroblewski

Voting AYE
Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

DATED: April 15, 1963

Posted as follows on the 19th day of April, 1963:

1-Town Hall Bulletin Board

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

Affidavit on next page

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

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 Daylight Saving Time, on May 6th, 1963, will hold a hearing on the matter of the adoption of a Swimming Pool Ordinance for the Town of Cheektowaga, which said ordinance would make it an offense for any person, firm or corporation to operate or construct a swimming pool in violation of the provisions of such ordinance, copies of which are on file in the Town Clerk's office of the Town of Cheektowaga, which ordinance would pertain to the entire Town of Cheektowaga, outside the Villages of Depew and Elean, pursuant to the provisions of Section 130, of the Town Law, of the State of New York, 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: April 15, 1963

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 18th day of April, 1963, and the last insertion being on the day of 19, and that not more than six days intervened between any two publications thereof

Richard G. Bennett

Sworn to before me this day of

MAY 7 1963

19

Kenneth T. Hanley
Notary Public in and for Erie County

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

RESOLVED, that the annual clean-up, paint-up and fix-up Campaign for Cheektowaga be held from Monday May 6th 1963 to Friday May 17th, 1963 excluding Saturday and Sunday, May 11 and 12, and be it further

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2- 23
42

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

BE IT RESOLVED, that notwithstanding anything to the contrary contained in the resolution adopted by this Town Board on April 1, 1963, providing for the sale of \$592,000 Serial Bonds of this Town to be dated April 1, 1963, each of said bonds shall have imprinted thereon the facsimile seal of the corporate seal of the Town of Cheektowaga, Erie County, New York.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2- 12
35

Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the plans, specifications, contract documents, and instructions to bidders prepared by Albert J. Kamm, Town Engineer and approved by the Town Board.

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

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

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

(Bid sheet on next page)

1
3
16

... but ...
for ...

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

That the following claims be approved as presented:

General Fund	Nos. 7799 Nos.	to 7869 to	inclusive inclusive
Highway Fund	Nos. 2405 Nos.	to 2427 to	inclusive inclusive
Special Districts	Nos. 3101 Nos.	to 3130 to	inclusive inclusive
Part Town Fund	Nos. 948	to 956	inclusive
C & I	Nos.		
Tax	Nos.		
Health	Nos.		

AYES: -5- NOES: -0- ABSENT: -2- 6

Item No. 22 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the building inspector in his communication dated April 15, 1963.

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

Item No. 23 Referred to the Building Inspector complaint of Mr. Galperin relating to a dr. Ferlind of No. yearad as a parking lot. using his back

10
42

Item No. 24 Referred to Councilman Wroblewski complaint in relation to a traffic signal light on William and Mansion Street.

10
41

Item No. 25 Mr. Garver representing the Cheektowaga Improvement Association thanked the Supervisor for his stand in regards to the closing of Aero Drive, at a recent meeting with officials at Albany, New York.

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13
42

Item No. 26 Mr. Garver complained to the Town Board about the deplorable conditions of the Pfohl dump on Aero Drive. Ordered referred to the Town Attorney.

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Item No. 27 Mr. Arthur Marmoy, representing the Senior Citizens Group was granted the floor and spoke in relation to the \$6,000.00 budget and requested \$500.00 for transportation to a conference in New York City. Ordered referred to the Town Board.

16
42

Item No. 28 Patrolman Daniel Stabilewski of the Cheektowaga Police Department was granted the floor and proposed to the Town Board a plan where sizeable benefits to widows and children of town policemen killed or fatally injured in the performance of duty should be enacted for the town policemen. Ordered tabled for to the April 22, 1963 Town Board Meeting.

18
42

Item No. 29 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, to adjourn.

SEAL Charlotte Janiak, 1st Deputy Town Clerk

MEETING NO. 10

Cheektowaga, New York
April 27, 1963

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 27th day of April, 1963, at 10 A.M., E.S.T., there were:

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

ABSENT:	Stanley R. Bystrak	Councilman
	Joseph Kornecki	Councilman

Due to the absence of Town Clerk Kenneth T. Hanley, Town Attorney Kitzinger was designated to act as Clerk for this meeting.

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

Item No. 3 Councilman Trojanoski offered the following resolution and moved its adoption:

WHEREAS, the bond resolution adopted on January 21, 1963 entitled "Bond Resolution, Dated January 21, 1963, Authorizing the Issuance of \$218,500 Serial Bonds and \$11,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, for the Construction of a Public Library Building", in Section 2 thereof inadvertently described the building as being of Class "A" construction as defined in Subdivision 11 (a) (1) of Paragraph a of Section 11.00 of the Local Finance Law, whereas such building is going to be of Class "B" construction as defined in Subdivision 11 (b) of Paragraph a of Section 11.00 of the Local Finance Law, and it is necessary that a new bond resolution be adopted to correct this error, and that the bond resolution of January 21, 1963 be rescinded, as well as the resolution adopted March 4, 1962, providing for the issuance of capital notes and bond anticipation notes as authorized by said bond resolution; NOW, THEREFORE,

BE IT RESOLVED, that the said bond resolution adopted January 21, 1963 be and the same hereby is rescinded, and that the resolution adopted March 4, 1963, providing for the issuance of capital notes and bond anticipation notes as authorized by said bond resolution likewise is hereby rescinded, and be it further

RESOLVED, that this resolution shall become effective if and when the bond resolution to be adopted at this meeting shall become effective.

Seconded by Councilman Fath 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 Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath offered the following resolution and moved its adoption:

BOND RESOLUTION, DATED APRIL 27, 1963, AUTHORIZING THE ISSUANCE OF \$218,500 SERIAL BONDS AND \$11,500 CAPITAL NOTES OF THE TOWN OF

Item No. 3 Cont'd

CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, FOR THE CONSTRUCTION OF A PUBLIC LIBRARY BUILDING.

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 \$218,500 and its Capital Notes of the aggregate principal amount of \$11,500, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the erection of a new public library building of Class "B" construction as defined in Subdivision 11 (b) of Paragraph a of Section 11.00 of the Local Finance Law, on the Town Park site located on the west side of Harlem Road at the corner of Greenleaf Lane, and the acquisition of the original furnishings, equipment and apparatus suitable for the use of such building as a public library building, and that grading and other improvement of its site.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$230,000, and (b) current funds amounting to \$11,500 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution, and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of said current funds and by the use of donations to be made by Victor Reinstein under agreement dated August 20, 1962.

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

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

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

Section 7. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

Item No. 3 Cont'd

Posted as follows on the 2nd day of May, 1963:

- 1-Forks Fire Hall-Broadway & Union Road;
- 2-Bellevue Fire Hall-Como Park Blvd.;
- 3-Hy View Fire Hall-Hyland Avenue;
- 4-Doyle Fire Hall No. 1-William and Alaska Street;
- 5-U-Crest Fire Hall-Clover Place and Evergreen Street;
- 6-Cleveland Hill Fire Hall-Cleveland Drive & Merrymount Ave.;
- 7-Pine Hill Fire Hall-Genesee Street and Normany Avenue;
- 8-Rescue Fire Hall-Pine Ridge Road;
- 9-Town Hall Bulletin Board;
- 10-Doyle Fire Hall No. 2-Willowlawn Parkway & Griswold St.

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

Continued on next page.

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

PLUMBING-HEATING
 5025, NT 2-0178.
 sectioner, TL 2-7741, NT 2-
 store stocks, etc. J. C. Korte
 for household items, tools, toys
 sell what you bring, quick cash
 Sales, 84 Main St., Depew, N.Y.
 day 7 p.m. at Depew Auction
PUBLIC AUCTION every 7th
AUCTION
 Enterprise, 24-26 Clark St.
 dal Printing of the Lancaster
 Kingfold, manager of Comm
 Personal Cards, etc. See "Joe"
TATIONS - Reception Cards
FOR YOUR WEDDING D.V.I.
PERSONAL
 5407.
 Livery, Roman Chaps, NT 2-
 and sharpened, pickup and de
LAWN MOWERS repaired
 NT 2-0000.
 and grading. Free estimates
 leech beds, tile fields, trenching
DUMP TRUCK SERVICE
 off William St.
 Call Drive, opposite Ladies
 and adjusting J. S. Parker, 24
 from the unit, engine repair

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
 Cheektowaga and Lancaster, and published at Depew,
 New York, that notice of which the annexed printed
 slip taken from said newspaper, is a copy, was in-
 serted and published therein once a week for 1
 week, the first insertion being on the 6th day
 of June, 1963, and the last inser-
 tion being on the day of
 19, and that not more than six days intervened
 between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

JUN 10 1963

19

Kenneth D. Hander
 Notary Public in and for Erie County

Item No. 3 Cont'd

Posted as follows on the 2nd day of May, 1963:

- 1-Forks Fire Hall-Broadway & Union Road;
- 2-Bellevue Fire Hall-Como Park Blvd.;
- 3-Hy View Fire Hall-Hyland Avenue;
- 4-Doyle Fire Hall No. 1-William and Alaska Street;
- 5-U-Crest Fire Hall-Clover Place and Evergreen Street;
- 6-Cleveland Hill Fire Hall-Cleveland Drive & Merrymount Ave.;
- 7-Pine Hill Fire Hall-Genesee Street and Normany Avenue;
- 8-Rescue Fire Hall-Pine Ridge Road;
- 9-Town Hall Bulletin Board;
- 10-Doyle Fire Hall No. 2-Willowlawn Parkway & Griswold St.

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

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

LEGAL NOTICE
 RESOLUTION, DATED
 APRIL 27, 1963, AUTHO-
 RIZING THE ISSUANCE OF
 \$228,500 SERIAL BONDS AND
 \$11,500 CAPITAL NOTES OF
 THE TOWN OF CHEEKTOW-
 AGA, IN THE COUNTY OF
 ERIE, PURSUANT TO THE
 LOCAL FINANCE LAW, FOR
 THE CONSTRUCTION OF A
 PUBLIC LIBRARY BUILDING.

RICHARD G. BENNETT

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 \$228,500 and its Cap-
 ital Notes of the aggregate prin-
 cipal amount of \$11,500, pur-
 suant to the Local Finance Law
 of New York, in order to fi-
 nance the specific purpose here-
 after described.

Section 2. The specific pur-
 pose hereinafter referred to as
 "purpose" to be financed pur-
 suant to this resolution is the
 construction of a new public library
 building.

Section 3. The specific pur-
 pose hereinafter referred to as
 "purpose" to be financed pur-
 suant to this resolution is the
 construction of a new public library
 building, on the Town Park site lo-
 cated on the west side of Har-
 lem Road at the corner of
 Greenleaf Lane, and the acqui-
 sition of the original furnish-
 ings, equipment and apparatus
 suitable for the use of such
 building as a public library
 building, and the grading and
 other improvement of its site.

Section 3. It is hereby stated
 that (a) the maximum cost of
 said purpose as estimated by
 the Town Board, is \$230,000,
 and (b) current funds amount-
 ing to \$11,500 will be provided
 for the financing of such pur-
 pose prior to the issuance of
 said bonds or of any bond an-
 ticipation notes issued in antic-
 ipation of the issuance of said
 bonds, by the issuance of the
 Capital Notes authorized by
 this resolution, and (c) no
 money has heretofore been
 authorized to be applied to the
 payment of the cost of said
 purpose, and (d) the Town
 Board plans to finance the cost
 of said purpose entirely from
 funds raised by the issuance of
 said Serial Bonds and by the
 use of said current funds and
 by the use of donations to be
 made by Victor Reinstein under
 agreement dated August 20,
 1962.

Section 4. It is hereby deter-
 mined that said purpose is an
 object or purpose described in
 Subdivision 11 (b) of Para-
 graph a of Section 11.00 of the
 Local Finance Law and that
 the period of probable useful-
 ness of said purpose is twenty
 years.

Section 5. It is hereby deter-
 mined that the proposed matur-
 ity of the obligations author-
 ized by this resolution will be
 in excess of five years.

Section 6. This resolution
 shall be published in full by
 the Town Clerk of said Town,
 together with a notice in sub-
 stantially the form prescribed
 by Section 81.00 of said Local
 Finance Law, and such publica-
 tion shall be in the DEPEW
 HERALD AND CHEEKTOW-
 AGA NEWS, a newspaper pub-
 lished and having a general
 circulation in said Town. The
 validity of said Serial Bonds or
 Capital Notes or of any bond an-
 ticipation notes issued in antic-
 ipation of the sale of said
 Serial Bonds may be contested
 only if such obligations are
 authorized for an object or
 purpose for which said Town
 is not authorized to expend
 money or the provisions of law
 which should be complied with
 at the date of publication of
 this resolution are not substan-

Posted as follows on the 2nd day of May, 1963:

- 1-Forks Fire Hall-Broadway & Union Road;
- 2-Bellevue Fire Hall-Como Park Blvd.;
- 3-Hy View Fire Hall-Hyland Avenue;
- 4-Doyle Fire Hall No. 1-William and Alaska Street;
- 5-U-Crest Fire Hall-Clover Place and Evergreen Street;
- 6-Cleveland Hill Fire Hall-Cleveland Drive & Merrymount Ave.;
- 7-Pine Hill Fire Hall-Genesee Street and Normany Avenue;
- 8-Rescue Fire Hall-Pine Ridge Road;
- 9-Town Hall Bulletin Board;
- 10-Doyle Fire Hall No. 2-Willowlawn Parkway & Griswold St.

Hereto attached is a copy of the notice published in the
Dapew Herald and Cheektowaga News:

...on next page

Don shall be in the DEWE
HERALD AND CHERTOW.
AGA NEWS, a newspaper pub-
lished and having a general
circulation in said Town. The
validity of said Serial Bonds or
Capital Notes or of any bond an-
ticipation notes issued in antici-
pation of the sale of said
Serial Bonds may be contested
only if such obligations are
authorized for an object or
purpose for which said Town
is not authorized to expend
money or the provisions of law
which should be complied with
at the date of publication of
this resolution are not substan-
tially complied with, and an ac-
tion, suit or proceeding contest-
ing such validity is commenced
within twenty days after the
date of such publication; or if
said obligations are authorized
in violation of the Constitution
of New York.

Section 7. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 27th day of April, 1908, and the period of time for the submission and filing of a petition for a permissive referendum thereon has elapsed and a valid petition has not been submitted and filed, 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, N. Y.**

Item No. 3 Cont'd

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, has, on the 27th day of April, 1963, adopted pursuant to the Local Finance Law of New York, a bond resolution which

(1) authorizes the issuance of \$218,500 Serial Bonds and \$11,500 Capital Notes to finance the following specific object or purpose: the erection of a new public library building of Class "B" construction as defined in Subdivision 11 (b) of Paragraph a of Section 11.00 of the Local Finance Law, on the Town Park site located on the west side of Harlem Road at the corner of Greenleaf Lane, and the acquisition of the original furnishings, equipment and apparatus suitable for the use of such building as a public library building, and the grading and other improvement of its site, and

(2) states the estimated cost of such specific object or purpose to be \$230,000, and that current funds amounting to \$11,500 will be provided for the financing of such purpose by the issuance of the Capital Notes authorized by the said resolution, and that the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of said current funds and by the use of donations to be made by Victor Reinstein under agreement dated August 20, 1962, and

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

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

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

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

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

Dated: April 27, 1963.

CHARLOTTE JANIAC
First Deputy Town Clerk
of the Town of Cheektowaga, New York

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44

Item No. 4 Councilman Kaczmarek offered the following resolution and moved its adoption:

BE IT RESOLVED by this Town Board that the Supervisor be and he hereby is authorized to execute and file an application for a Grant under the Public Works Acceleration Act No. PL 87658 on behalf of the Town of Cheektowaga with the Department of Health, Education and Welfare, United States Public Health Service, for a Grant to aid in financing the construction of enlargement of the Sewage Treatment Plant of Sewer District No. 5 of the Town of Cheektowaga.

Seconded by Councilman Trojanoski 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 Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

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15
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24

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

BE IT RESOLVED, that the building permits as contained in the Building Inspector's report of applications therefor be and the same hereby are authorized to be issued, and the First Deputy Town Clerk is directed to issue same.

Seconded by Councilman Trojanoski 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 Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

15
35

Item No. 6 There being no further business to come before the meeting, Councilman Wroblewski moved, seconded by Councilman Trojanoski, that the meeting be adjourned.

CARRIED: AYES: -5- NOES: -0-

Kenneth W. Kitzinger,
Acting Town Clerk.

MEETING NO. 11

Cheektowaga, New York
May 6, 1963

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 May 1963, at 2:30 p.m., E.D.S.T., there were:

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

ABSENT:	Stanley R. Bystrak	Councilman
---------	--------------------	------------

Also present were: Town Clerk Hanley; Deputy Town Attorney Delahunt; Town Engineer Kamm; Town Historian Julia B. Reinstein and Chief of Police Mersmann.

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

Item No. 3 Referred to the Erie County Department of Public Works petition to resurface and install concrete gutters on Geo. Urban Blvd., between Harlem Avenue and the Thru Way Bridge. 9 26

Item No. 4 Approved the request of Patrolman John Gruber; Robert Huntz; Frank Dorobiala; William Siwinski; Det. Dgt. Henry Zablotny; Patrolman Daniel Stablewski and Det. Dgt. George Kohl, to attend the New York State Police Conference Convention on May 20, 1963 to May 23, 1963, inclusive, at the Laurels Country Club, Sackett Lake, N.Y. 18 42

Item No. 5 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the application of A & J Service to sell used cars at No. 2149 William Street, be granted. 15 42

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

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

WHEREAS, the present whereabouts of Leroy F. Reece, a former employee of the Town, are unknown, and it is impossible to forward to him payment of salary for the period October 6, 1962 to October 19, 1962, in the amount of \$106.83; NOW, THEREFORE,

BE IT RESOLVED, that this indebtedness be cancelled from the payroll records and that payments be abated pending presentation of proper claim therefor by the said Leroy F. Reece.

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

CARRIED: AYES: -6- ABSENT: -1- 31 20

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

BE IT RESOLVED, that the Town Health Officer be and he hereby is directed to attend upon any place within the Town of Cheektowaga outside the limits of the Villages of Sloan and Depew where an apparent death has occurred, to determine whether life is extinct, upon a request being made of him to do so.

Item No. 7 Cont'd

Seconded by Councilman Fath and duly put to a vote which resulted as follows: 43

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

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

RESOLVED, that Ronald R. Norman be granted a leave of absence from May 13, 1963 to June 17, 1963, inclusive, without salary.

Seconded by Councilman Kaczmarek. 31

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

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

WHEREAS, the Sanitation Department has notified the Town Board that they are in need of one (1) new Strip Chart Recorder and two (2) new Sight Tubes with Radiamatic Heads, 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 Strip Chart Recorder and Sight Tubes, and be it further

RESOLVED that the Town Board meet on the 20th day of May, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new Strip Chart Recorder and two (2) new Sight Tubes with Radiamatic Heads for use in the Sanitation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Daylight Saving Time on May 20, 1963 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.

Item No. 9 Cont'd

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

Dated: May 6, 1963
Published: May 9, 1963

Kenneth T. Hanley
Town Clerk

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

Continued on next page

1
23

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

NOTICE TO BIDDERS
The Town of Cheektowaga hereby requires separate sealed bids for one (1) new Strip Chart Recorder and two (2) new Night Tubes with Radiomatic Heads for use in the Sanitation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Daylight Saving Time on May 20, 1963 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: May 6, 1963

Published: May 9, 1963

KENNETH T. HANLEY
ma9 Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 9th day of May, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

May 13 1963
Kenneth T. Hanley
Notary Public in and for Erie County

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

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

WHEREAS, the cost of the work and materials amounted to \$252.10 (Foisett Street) and \$544.62 (Huth and Heather Rds.).

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$252.10 and \$544.62 to do the work and furnish the materials be approved and ordered paid.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, Walden Avenue, east of Dick Road is being closed for three months or more while a dangerous hump is being eliminated during which time traffic is being detoured by way of Broadway and Genesee Streets, and

WHEREAS, a serious traffic bottle neck is being created at Broadway and Dick Road, especially during peak traffic hours, there being in excess of 16,000 automobiles a day using this corner of Union Road and Walden Avenue,

NOW, THEREFORE, BE IT RESOLVED, that the New York State Traffic Department be requested to study as soon as possible the feasibility of installing a temporary or permanent traffic control signal at Broadway and Dick Road, Cheektowaga, New York.

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Seconded by Councilman Kornecki.

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

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

WHEREAS, the County of Erie has approved the installation of a traffic control signal at the corner of Cleveland Drive and Birkdale Road, Cheektowaga, New York,

BE IT RESOLVED, that Reynders Electric Company be directed to install said signal and that the Supervisor be and he hereby is authorized to make payment for same.

Seconded by Councilman Fath.

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

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

Item No. 13 Cont'd

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 1st day of April, 1963.

PUBLIC HIGHWAYS TO BE IMPROVED

Nagel Drive from house No. 324 North to the south side of Joseph Street.

TYPE OF STREET LIGHTING
INSTALLATION

14 Y 19 standards - 4000 lumen - underground conduit

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of May, 1963, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 5th day of May, 1963:

- 1-Telephone pole No. 17 on Nagel Drive;
- 2-Post at the corner of Nagel Drive and South Creek Drive;
- 3-Post in front of No. 243 Nagel Drive;
- 4-Post at the corner of Nagel Drive and Zoerb Avenue;
- 5-Post at the corner of Nagel Drive and Goering Avenue.

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

(Affidavit on next page)

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

GOLDEN DOES DINNER
The Golden Does invite members to attend and bring guests for dinner May 15th at 6 p.m. at the Elks Club. Dinner will be followed by a silent auction. The chairman are Mrs. Ralph Bowen and Mrs. Joseph Klee. Make reservations by calling NT 3-2462 or NT 3-3030.

ected to go to
in other area
the school Pa-
bars Exeter an

Kindergarten registration for
Maryvale will be held from
Tuesday, May 14 through Thurs-
day, May 16 from 1:30 to 3:30

**Maryvale Kindergarten
Registration Dates
Run Three Days**

Members, with the school prin-
na Bennett, are, from left, Brian
eson, Roxanne Schumacker, Bar-
d Marjorie Balk.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for one
week, the first insertion being on the 9th day
of May, 1963, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

MAY 13 1963

19____

Wm. T. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 6th day of May, 1963, at 2:30 o'clock p.m., Eastern Daylight 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

ABSENT:
Stanley R. Bystrak, Councilman
Councilman Wroblewski presented the following resolution:

[REDACTED]

[REDACTED]

Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 1st day of April, 1963.

Public Highways to be improved
Nagel Drive from house No. 234 north to the south side of Joseph Street.

Type of Street Lighting
Installation

14 Y 19 standards - 4000 lumen
underground conduit

WHEREAS, Edward B. Jersowski, Andrew H. Schwenk, and Joseph Kistowski, assessors of said Town of Cheektowaga

[REDACTED]

to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of May, 1963, at 7:30 p. m. to hear all persons interested in the subject thereof concerning the same, and

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

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

Councilman Kornecki, Voting Aye

Councilman Fath, Voting Aye

Councilman Kaczmarek, Voting Aye

Councilman Trojanoski, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

State of New York

Erie County

Office of the Clerk of the Town of Cheektowaga

This is to certify that I, KEN-

RICHARD G. BENNETT

STATE OF NEW YORK

ject thereof concerning the same, and ss.:

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

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

Voting Aye

Councilman Kornecki,

Voting Aye

Councilman Fath, Voting Aye

Councilman Kaczmarek,

Voting Aye

Councilman Trojanoski,

Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

State of New York

Erie County

Office of the Clerk of the ss:
Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 8th day of May, 1963, 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 8th day of May, 1963.
KENNETH T. HANLEY
Clerk of the Town Board, Town of Cheektowaga, N. Y.

ma9

///

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

WHEREAS, a written petition was duly filed with this Town Board for the improvement of that portion of the north side of Meadowlawn Road extending from the west line of Sublot 56 east approximately 720 feet to the east line of Sublot 33, Block J., Map Cover 1060-1070, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the north side of said portion of Meadowlawn Road to be so improved, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of \$6,000.

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of May, 1963, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman 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 9th day of May, 1963:

- 1-Telephone pole No. 2 on Meadowlawn Road;
- 2-Telephone Pole No. 3 on Meadowlawn Road;
- 3-Telephone Pole No. 4 on Meadowlawn Road;

Item No. 14 Cont'd

- 4-Telephone pole No. 6 on Meadowlawn Road;
- 5-Telephone pole No. 37 on Meadowlawn Road.

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

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

STATE UNIVERSITY COLLEGE at
Brookport. Her fiancé is a senior
at Duke University. A September
wedding is planned.

ending in a chapel train. A
pamper over the bountiful skirt
sleeves, and extended into a
brodery outlined the neckline,
neckline and brief sleeves. Em-
broidered and scalloped portrait
The bride's full length organza
at Winkler St., Cheektowaga.
Mr. and Mrs. Lester Fowler
the bridegroom is the son of
of Central Ave., Lancaster, and
of Mr. and Mrs. Norman Hauber
Fowler. The bride is the daughter
Miss Marilyn Hauber and Robert S.
Saturday morning, April 20th, for
formed the marriage ceremony
Redeemer Church, Buffalo, per-
The Rev. Brynastyn of Holy C

FOWLER-HAUBER

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for one
week, the first insertion being on the 9th day
of May, 1963, and the last inser-
tion being on the _____ day of _____
19_____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

April 1963

19

Glenn T. Hanly
Notary Public in and for Erie County

Item No. 14 Cont'd

- 4-Telephone pole No. 6 on Meadowlawn Road;
- 5-Telephone pole No. 37 on Meadowlawn Road.

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of May, 1963 at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski,

Councilman

Alvin Fath, Councilman
Joseph Trojanoski,

Councilman

Joseph Kornecki, Councilman
Michael J. Kaczmarek,

Councilman

ABSENT:

Stanley R. Bystrak,

Councilman

...

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board for the improvement of that portion of the north side of Meadowlawn Road extending from the west line of Sublot 56 east approximately 720 feet to the east line of Sublot 33, Block J, Map Cover 1060-1070, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the north side of said portion of Meadowlawn Road to be so improved, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of \$6,000.

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of May, 1963, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

Supervisor Holtz, Voting Aye
Councilman Wroblewski,

Voting Aye

Councilman Fath, Voting Aye
Councilman Trojanoski,

Voting Aye

Councilman Kornecki,

Voting Aye

Councilman Kaczmarek,

Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

State of New York)
County of Erie)

I, KENNETH T. HANLEY,

Town Clerk of the Town herein.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

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Item No. 14 Cont'd

- 4-Telephone pole No. 6 on Meadowlawn Road;
- 5-Telephone pole No. 37 on Meadowlawn Road.

Hereto attached is a copy of the notice published in the
Dapew Herald & Cheektowaga News;

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

olution and order in the
PEW HERALD AND CHEEK-
TOWAGA NEWS, a newspaper
published and having a general
circulation in the Town of
Cheektowaga, not less than ten
(10) nor more than twenty (20)
days prior to the date of the
hearing, and that the Town
Clerk post conspicuously or
cause to be posted conspicuously,
certified copies of this resolution
and order in five (5) public
places along said highway
to be so improved, not less than
ten (10) nor more than twenty
(20) days prior to the date of the
hearing.

Seconded by Councilman Tro-
janoski 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 Kaczmarek,

Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

State of New York)

County of Erie)

I, KENNETH T. HANLEY,

Town Clerk of the Town herein-
after described, DO HEREBY

CERTIFY as follows

1. A regular meeting of the
Town Board of the Town of
Cheektowaga, a town located in
the County of Erie, State of New
York, was duly held on May 6,
1963, and minutes of said meet-
ing have been duly recorded in
the Minute Book kept by me in
accordance with law for the
purpose of recording the min-
utes of meetings of said Board,
and such minutes appear at
page No. A-14, inclusive, of said
book.

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

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

IN WITNESS WHERE-
OF, I have hereunto set
my hand and have here-
unto affixed the corpor-
ate seal of said Town.
this 6th day of May,
1963.

(seal)

KENNETH T. HANLEY,
Town Clerk

my9

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

17
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Item No. 15 Councilman Fath offered the following resolution and moved its adoption:

BOND RESOLUTION, DATED MAY 6, 1963, AUTHORIZING THE ISSUANCE OF \$13,250 SERIAL BONDS AND \$750 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, FOR PARK AND PLAYGROUND IMPROVEMENTS.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$13,250 and its Capital Notes of the aggregate principal amount of \$750, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

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

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$14,000 and (b) current funds amounting to \$750 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of said current funds.

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

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

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

Section 7. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

Item No. 15 Cont'd

Seconded by Councilman Kaczmarek 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

12
16

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

PUBLIC NOTICE

BRING THE KIDNAP TO THE DOWN

D.H.

Office Hours: Monday 10 to 5; Tuesday 10 to 5; Wednesday 10 to 5; Thursday 10 to 5; Friday 10 to 5; Saturday 10 to 5; Sunday 10 to 5; Buffalo - 2779 MAI

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 9th day of May, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

MAY 13 1963, 19____

Alvin D. Early
Notary Public in and for Erie County

Item No. 15 Cont'd

Seconded by Councilman Kaczmarek 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 Kaczmarek	Voting AYE

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

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

12
16

STATE OF NEW YORK
COUNTY OF ERIE

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, has, on the 6th day of May, 1963, adopted pursuant to the Local Finance Law of New York, a bond resolution which (1) authorizes the issuance of \$13,250 Serial Bonds and \$750 Capital Notes to finance the following specific object or purpose: the improvement of the public park or playground which is located on Nokomis Parkway in the Town of Cheektowaga and known as Nokomis Playground, and is maintained by said Town as a public park or playground, by constructing thereon a Class "B" (fire-resistant) building as defined in Section 11.00 of the Local Finance Law, for use as a bandstand station, and installing therein the equipment needed for its use, and the lighting or other improvements of its site, and (2) states the estimated cost of such specific object or purpose to be \$14,000, and that current funds amounting to \$750 will be provided for the financing of such purpose by the issuance of the Capital Notes authorized by the said resolution, and that the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and Capital Notes, and (3) determines the period of probable usefulness of said purpose to be twenty years, and (4) determines that the maturity of said bonds will be in excess of five years, and (5) states that the validity of said Serial Bonds and Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York. Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against such resolution and requesting that it be submitted to the qualified electors of the Town of Cheektowaga for their approval or disapproval may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution. BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA. Dated: May 6, 1963 KENNETH T. HANLEY Town Clerk of the Town of Cheektowaga, New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

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

WHEREAS, the Town Clerk has advised this board that he is in need of three (3) wooden constructed election booths or three (3) trailer type booths,

WHEREAS, there is funds in the 1963 budget for the same, be it

RESOLVED, that the Town Clerk be authorized and directed to advertise for sealed proposals on the above and that the said notice to bidders be in the following form:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, New York, on June 3rd, 1963, at 2:30 p.m., E.D.S.T., at the Town Hall corner of Broadway and Union Road for the furnishing of three (3) election booths.

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

KENNETH T. HANLEY
Town Clerk

Dated: May 6, 1963
Published: May 16, 1963

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, New York, on June 3rd, 1963, at 2:30 p.m., E.D.S.T., at the Town Hall corner of Broadway and Union Road, for the furnishing of three (3) Trailer Portable Poling Booths.

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

KENNETH T. HANLEY
Town Clerk

Dated: May 6, 1963
Published: May 16, 1963

Seconded by Councilman Kornecki.

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

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

(Affidavit on next page)

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, New York, on June 3rd, 1963, at 2:30 p.m., E.D.S.T., at the Town Hall corner of Broadway and Union Road, for the furnishing of three (3) election booths.

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

KENNETH T. HANLEY
Town Clerk

Dated: May 6, 1963

Published: May 14, 1963

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 16th day of May, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

MAY 21 1963, 19____

Kenneth T. Hanley
Notary Public in and for Erie County

Item No. 17 This being the time and the place advertised for a public hearing on the matter of the adoption of a Swimming Pool Ordinance for the Town of Cheektowaga, New York.

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

The Supervisor announced that the board would hear all persons interested in the subject of the hearing and no person or persons appearing in opposition thereof the hearing was ordered closed and the decision was reserved. 40 42

Item No. 18 This being the time and the place advertised for the receiving of sealed proposals for the furnishing of all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with plans, specifications, contract documents and instructions to bidders prepared by Albert J. Kamm, Town Engineer and the Town Board of the said Town of Cheektowaga.

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.

The one and only bid was that of Benedict Homes Inc., in the amount of \$11,783.00.

The bid was referred to the Town Engineer for analysis. 1 3 16

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

WHEREAS, the Town of Cheektowaga adopted a local Ordinance Number #33 on August 6th, 1962, which Ordinance was known as the Underground Storage of Gasoline and other Flammable Liquids and,

WHEREAS, the Cheektowaga Town Board deems it advisable to ammend Section #5, Subdivision (D), thereof, in order to clarify the same.

NOW, THEREFORE,

BE IT RESOLVED, that the following amendment be considered for adoption.

RESOLVED: That Section #5, Subdivision (D) which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

Be revised to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th of each year for that calendar year."

RESOLVED, that pursuant to Section 130, of the Town Law of the State of New York, this Town Board of Cheektowaga, shall meet at the Town Hall corner of Broadway and Union Road in the Town of Cheektowaga,

Item No. 19 Cont'd

on the 20th day of May, 1963, at 7:30 o'clock p.m., Eastern Daylight Saving Time, for the purpose of considering the adoption of the amendment, 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 7:30 o'clock p.m. Eastern Daylight Saving Time, on May 20th 1963, will hold a hearing on the adoption of an amendment to Section 5, Subdivision (D) Ordinance #33 known as the underground storage of gasoline and other flammable liquids Ordinance which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

which amendment would revise Section 5, Subdivision (D) to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th, of each year for that calendar year."

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

Dated:

KENNETH T. HANLEY

Town Clerk of the Town of Cheektowaga, Erie County, New York.

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

Supervisor Holtz	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-

DATED: 5-6-63

Posted as follows on the 9th day of May, 1963:

- 1-Town Hall Bulletin Board;
- 2-Forks Fire Hall - Broadway and Union Road;

Item No. 19 Cont'd

- 3-U-Crest Fire Hall - Clover Place and Evergreen Street;
- 4-Doyle Fire Hall No. 1 - William and Alaska Street;
- 5-Rescue Fire Hall - Pine Ridge Road.

Here to attached is a copy of the notice published in the Depew Herald & Cheektowaga News and the Cheektowaga Times.

40
35

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, on the 6th day of May, 1963, at 8:30 p.m. o'clock, Eastern Daylight Saving Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Francis Fath, Councilman

Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman

Joseph Trojanoski, Councilman
Alex Wroblewski, Councilman

ABSENT:
Stanley R. Bystrak, Councilman

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga adopted a local Ordinance Number 33 on August 6th, 1962, which Ordinance was known as the Underground Storage of Gasoline and other Flammable Liquids and,

WHEREAS, the Cheektowaga Town Board deems it advisable to amend Section No. 5, Subdivision (D), thereof, in order to clarify the same.

NOW, THEREFORE, BE IT RESOLVED, that the following amendment be considered for adoption.

RESOLVED: That Section No. 5, Subdivision (D) which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

Be revised to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th of each year for that calendar year."

RESOLVED, that pursuant to Section 130, of the Town Law of the State of New York, this Town Board of Cheektowaga, shall meet at the Town Hall corner of Broadway and Union Road in the Town of Cheektowaga, on the 20th day of May, 1963, at 7:30 o'clock p.m., Eastern Daylight Saving Time, for the purpose of considering the adoption of the amendment, 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 7:30 o'clock p.m., Eastern Daylight Saving Time, on May 20th, 1963, will hold a hearing on the adoption of an amendment to Section 5, Subdivision (D) Ordinance No. 33 known as

which amendment would revise Section 5, Subdivision (D) to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th, of each year for that calendar year."

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

Dated: May 6, 1963
KENNETH T. HANLEY
Town Clerk of the Town of Cheektowaga, Erie County, New York.

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

Supervisor Holtz, 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.

DATED: May 6, 1963
State of New York
Erie County
Office of the Clerk of the Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 6th day of May, 1963, 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 6th day of May, 1963.

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

G. BENNETT

ses and says that he is the

Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for:

- 1-One Trip Patch Force;
- 2-Truck for said One Trip Patch Force;
- 3-Tadem Roller with trade-in of used Tandem Roller;

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:

8 - 10 Ton Roller

Trevor Corp.	Bid includes allowance	\$ 7,195.00
Syracuse Supply Company	Bid.....	10,762.00
	Allowance.....	2,162.00
		<u>8,600.00</u>
	Torque Converter add.	1,200.00
Cameron Equipment	Bid.....	9,315.00
	Allowance.....	3,215.00
		<u>6,100.00</u>
T.E.Potts Equipment Co.	Bid.....	8,860.00
	Allowance.....	2,163.00
		<u>6,696.40</u>
McCormick Tractor	Bid.....	8,175.00
	Allowance.....	1,870.00
		<u>6,305.00</u>
Dow & Company Inc.	Bid.....	8,780.00
	Allowance.....	2,255.00
		<u>6,525.00</u>

ONE TRIP PATCH FORCE

McCormick Tractor Company	Bid.....	7,322.00 -
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TRUCKS-CAB OVER ENGINE

International Harvester	Bid.....	7,943.25 -
Maier-Schule GMC	Bid.....	8,576.84

The bids were ordered referred to the Town Highway Superintendent for analysis and tabulation. 13

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

BE IT RESOLVED, that in order to prevent any confusion, and to comply with the request of the residents on the street, "Center Street" located in the Bellevue area of the Town of Cheektowaga and sometimes spelled "Centre Street", shall hereafter be uniformly spelled "Center Street" and all street signs, official Town maps, etc. shall conform to this spelling.

Seconded by Councilman Kornecki and duly put to a vote which resulted as follows: 13

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

Item No. 22 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 7873 Nos.	to 7937 to	inclusive inclusive
Highway Fund	Nos. 2431 Nos.	to 2457 to	inclusive inclusive
Special Districts	Nos. 3133 Nos.	to 3161 to	inclusive inclusive
Part Town Fund	Nos. 960	to 973	inclusive
C & I	Nos.		
Tax	Nos.		
Health	Nos.		

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Sally Ann Schmidt for the rezoning of premises from residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

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

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

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

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot Number eighty-one (81), Township eleven (11), Range seven (7), of the Holland Land Company's Survey and bounded and described as follows:

BEGINNING at a point on the easterly line of said Lot, distant sixteen (16) chains, forty (40) links south from the northeast corner thereof; running thence westerly and parallel with the northerly line of said Lot, thirteen (13) chains, twenty-four (24) links to a point in said line seventeen (17) chains easterly from the west line of said Lot, thence southerly and parallel with the easterly line of said Lot, thirty-six (36) chains, thirty-seven (37) links more or less to the Eleven Mile Creek; thence along said Creek to the southeast corner of said Lot; thence northerly and along the easterly line of said Lot, sixty (60) chains, twenty-three (23) links more or less to the point or place of beginning.

Item No. 23 Cont'd

Being the same premises as conveyed to Margaret Wolffer, also known as Margaret Wolfer, by three certain deeds recorded in Liber 266 of Deeds at page 457, Liber 288 of Deeds at Page 359 and Liber 321 of Deeds at Page 413 and also the same premises as conveyed by Joseph Wolffer, individually and as sole heir-in-law of Jacob Wolffer, deceased to Adolph Arnetz by deed dated February 9, 1889 and recorded April 3, 1889 in Liber 568 of Deeds at Page 620.

The foregoing was posted on the Town Hall Bulletin Board on the 16th day of May, 1963. 19

Item No. 24 Moved by Councilman Trojanoski and seconded by Councilman Wroblewski:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of 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

Lots Numbers 13-14-15-16-17-18-19-20-21 North Pleasant Parkway Subdivision Map Cover Number 2185, as filed in Erie County Clerk's Office.

The foregoing was posted on the Town Hall Bulletin Board on the 16th day of May, 1963. 19

Item No. 25 Moved by Councilman Wroblewski, seconded by Councilman Trojanowski, that the Town Clerk be authorized and directed to issue building permits to applications approved by the Building Inspector in his communication dated May 6, 1963, further

RESOLVED, that the Building Inspector be authorized and directed to approve the application of William Gomelski to erect a store building on lot No. 142 on Kausel Avenue.

CARRIED: AYES: -6- ABSENT: -1- 35
15

Item No. 26 The Town Engineer gave a detailed report on the sewer near the New York State Thru-way. 36

Item No. 27 Referred to the Town Board the request of the president of the Beverly Hills Association Inc., relating to a referendum on the proposed swimming pools for the Town. 10
42

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

Kenneth T. Hanley, Town Clerk.

SEAL

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 12 May 20, 1963</u>		
3	William St. Citizen's & Taxpayers Protective Assn. Re: Town Wide Master Zoning Ordinance	1
4	William St. Citizens' & Taxpayers Protective Assn. Re: extension of Parker Avenue and Hurd Street	1
5	South Line Volunteer Fire Co. Inc. Re: Installation of four (4) fire Hydrants in Marrano Sub Division	1
6	Ronald R. Norman, Engineering Aid Re: Drainage condition on 7 Nokomis Parkway	1
7	McFadden Amusement Corp. Re: permission to install golf putting game at Airways Motel	1
8	Town Clerk requesting salary increase for Election Inspectors	1
9	Petition from Milson Avenue residents Re: Deplorable conditions on street	1
10	Leonard Jaskowiak Re: Residents of Claude Drive	1
11	John G. Lutz Re: Condition of Town highways	1
12	Highway Superintendent Re: Approval of sub-division, French Road Village Inc. and Glen Estates	1-2
13	State Traffic Commission Re: Traffic signal lights on Chapel, Northcrest, and Southcrest Avenues	2
14	Temporary road requested on Dean and Hyland Roads (resolution)	2
15	Request for fireworks display granted to Broadway Drive-In Theatre	2
16	Several highway specifications (resolution)	2-3
17	Chief of Police authorized to erect traffic signs on Vetrans Drive, Henry Street, and Lemoine Avenue (resolution)	3
18	Construction of three (3) swimming pools - Dingens Street Park, Town Park at Harlem and site north of Genesee Street (resolution)	3
19	Approval of French Road Village map prepared by Krehbiel and Krehbiel (resolution)	3
20	Bids for one (1) Strip Chart Recorder and two (2) Sight Tubes	3-4
21	Capital Notes - Acquisition of Highway Machinery (resolution)	5-6
22	Emergency Sewer Repair - Sewer District No. 7 (resolution)	7
23	Emergency Sewer Repair - Sanitary Sewer District No. 5 (resolution)	7
24	Street lighting on Nagel Drive (resolution)	7-8-9
25	Street lighting to be purchased from Westinghouse Manufacturing Co. (resolution)	9

NO.ITEMPAGEMeeting No. 12 May 20, 1965

26	Bids awarded for Highway Equipment to Cameron Equipment Corp., McCormick Tractor Co. Inc., and International Harvester Co. (resolution)	9
27	Regulation adopted forbidding use of Slip-Seal in connection with Sewer joints (resolution)	10
28	Elizabeth Napierski resignation accepted - June 23, 1963 (resolution)	10
29	Laborers Arthur Chowaniec and Alfred Jakubcz promoted to Motor Equipment Operators in Sanitation Dept. (resolution)	10
30	Resignation of Joseph H. Kozak accepted (resolution)	10
31	Town Attorneys authorized to appear before Niagara Frontier Port Authority at Rochester, N.Y., May 22, 1963 (resolution)	10
32	Supervisor, Town Clerk, and Town Attorney authorized to attend meeting regarding legal matters at N.Y. City, May 24, 1963 (resolution)	10-11
33	Town Board members authorized to attend Municipal Law Seminar in Albany, N.Y. June 4, and June 5, 1963 (resolution)	11
34	Town Engineer Kamm and Frank Lunz authorized to attend meeting at Syracuse, N.Y. June 5, 1963 (resolution)	11
35	Public Hearing to amend Section 5, sub division D of Local Ordinance No. 33 (resolution)	11
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Meeting No. 12

Cheektowaga, New York
May 20, 1963

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 May 1963, at 7:30 p.m., E.D.S.T., there were:

PRESENT:

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

ABSENT:

Stanley R. Bystrak	Councilman
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Also present were: Town Clerk Hanley, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Town Engineer Kamm and Assessor Schwenk.

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

Item No. 3 Referred to the Town Board communication from the William Street Citizens' & Taxpayers Protective Association relating to the Town Wide Master Zoning Ordinance.

Item No. 4 Referred to the Highway Superintendent communication from the William Street Citizens' & Taxpayers Protective Association relating to the extension of the following streets:

Street; Parker Avenue from Colby Street to Alaska Street to Medina

Hurd Street from Alaska Street to Medina Street.

Item No. 5 Referred to the Town Attorney's communication from the South Line Volunteer Fire Company Inc., relating to the installation of four fire hydrants in the Marrano Sub Division.

Item No. 6 Referred to the Recreation Department communication from Ronald R. Norman, Jr. Engineering Aide relating to drainage condition at the rear of 7 Nokomis Parkway.

Item No. 7 Referred to the Town Board communication from McFadden Amusement Corporation for permission to install a coin operated golf putting game in the Airways Hotel.

Item No. 8 Referred to the Finance Committee the request of the Town Clerk that Election Inspectors salary be increased from \$15 per day to \$18 per day due to the enactment of two extra hours for voting effective November 1963.

Item No. 9 Referred to the Highway Superintendent petition from the residents of Milson Avenue relating to the deplorable condition of their street.

Item No. 10 Referred to Deputy Town Attorney Delahunt communication from Leonard Jaskowiak relating to the residents of Claude Drive.

Item No. 11 Received and filed communication from John G. Lutz relating to the condition of highways in the town.

Item No. 12 Received and filed communication from the Highway Superintendent advising the Board that he has approved the sub-division:

FRENCH ROAD VILLAGE INC.

Randy Way	1,533.06 lineal feet
Steven Drive	299.0 " "

Item No. 12 Cont'd

GLEN ESTATES

Zoerb Avenue	632	lineal feet
Bahama Lane	835	" "
Kingston Lane	792	" "

Item No. 13 Received and filed communication from the State Traffic Commission denying the request of the Board to erect a traffic signal light on Union Road at any one of three intersecting streets, Chapel Avenue, Northcrest Avenue or Southcrest Avenue. 10

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

WHEREAS, the County of Erie is undertaking certain repairs to George Urban Blvd. in the Town of Cheektowaga, New York, which repairs prevent ingress and egress from Dean and Hyland Roads for the seven hundred (700) homes located in the vicinity, including the Highview Volunteer Hose Company which protects the area,

NOW, THEREFORE, be it resolved that the County of Erie be and they hereby are requested to provide a temporary road north of Dean and Hyland Roads for a distance of approximately 470 feet to Banko Drive for the convenience of the residents and in case of emergency for the use of the Fire Company, Police, Ambulance, or other emergency apparatus.

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

Benedict T. Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- 9/13

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Kornecki that the request of the Broadway Drive In Theatre to have a display of fireworks on their premises on May 29, 1963 and May 30, 1963, at 9:30 p.m. be granted provided that a liability bond in favor of the Town of Cheektowaga in the amount of \$250,000.00 and 50,000.00 limits, be filed with the Town Clerk. 14
35
42

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

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

WHEREAS, the Highway Superintendent has recommended that the following highways meet the specifications set forth by the Town Board:

- 1-Crandon Blvd.-690 feet;
- 2-Biscayne Blvd.-670 feet;
- 3-Royal Palm drive-910 feet;
- 4-Satinwood Drive-544 feet;
- 5-Jamaica Lane-entire length;
- 6-Monterey Lane-entire length;
- 7-Algiers Lane-entire length;
- 8-Nagel Drive from the south line of sub lot 136 extended to the south line of South Creek Drive along the west line of Nagel Drive, a distance of 691.97 feet

BE IT RESOLVED, that the hereinabove mentioned highways be

Item No. 16 Cont'd

accepted by the Town of Cheektowaga, New York, and that the same be maintained by the Town Highway Department.

Seconded by Councilman Kornecki.

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

13

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

RESOLVED, that the Chief of Police be authorized and directed to erect the following signs as per his letter of recommendation dated May 20, 1963:

1-Stop Sign on the north west corner of Henry Street at Veterans Drive. Henry to stop for Veterans.

2-Stop Sign on the south east corner of Henry Street at Veterans Drive. Henry to stop for Veterans.

3-NO PARKING FROM HERE TO CORNER on the east side of Lemoine Avenue from a point 100 feet north of Grunner Road to Grunner Road.

Seconded by Councilman Trojanoski.

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

18
41

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

BE IT RESOLVED, that the Town Attorneys be and they hereby are directed to prepare the necessary proceedings for a referendum election on the matter of the construction of three (3) swimming pools to be constructed at the Dingens Street Park, at the Town Park on Harlem Road, and on a site to be acquired in the area of the Town north of Genesee Street, at a maximum cost of \$250,000 each.

33
11

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

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

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

RESOLVED, that the sub-division map of French Road Village Pt. 1, prepared by Krehbiel and Krehbiel, engineers, dated April 1, 1963, be approved and ordered filed in the office of the Board of Assessors.

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Seconded by Councilman Fath.

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

Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) new Strip Chart Recorder and two (2) new Sight Tubes with Radiamatic Heads 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 Town Clerk opened and read aloud the sealed proposals on hand and the same were referred to the Town Engineer for analysis and tabulation.

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gax

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Ayx

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Item No. 21 CAPITAL NOTE RESOLUTION, DATED MAY 20, 1963, AUTHORIZING THE ISSUANCE OF \$21,365.25 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$21,365.25 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery and apparatus for highway construction, and consists of One (1) 8-10 Ton Tandem Roller at a maximum cost of \$9,315.00 less trade-in allowance of \$3,215.00, One (1) One Trip Patch Force at a maximum cost of \$7,322.00, and One (1) Truck for use in connection with said One Trip Patch Force, at a maximum cost of \$7,943.25.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$24,580.25 including trade-in, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and trade-in allowance.

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

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

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

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

Seconded by Councilman 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 21 Cont'd

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desired to make provisions for the issuance of the notes authorized by said Capital 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 \$21,365.25 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated May 20, 1963, Authorizing the Issuance of \$21,365.25 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series B of 1963". Said Capital Notes shall consist of two notes of the denominations of \$10,682.63 and \$10,682.62 numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1964 and 1965.

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to May 20, 1963, and shall bear interest from their date at the rate of Two and Three-Quarters Per Cent (2 3/4%) per annum. The interest of the Capital Notes shall be payable annually on April 1.

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

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

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

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

Seconded by Councilman 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

(Affidavit on next page)

12
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STATE OF NEW YORK
COUNTY OF ERIE

SS.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew}
Herald and News ^{Cheektowaga}

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 6th day of June, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

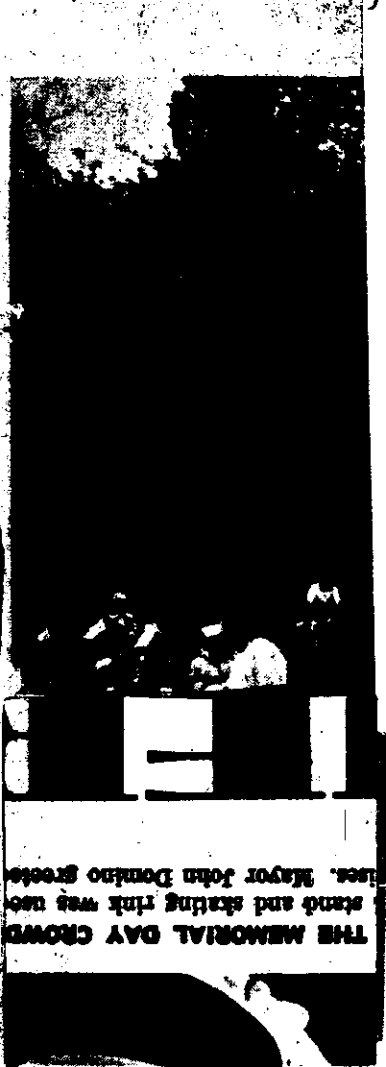
Sworn to before me this _____ day of

JUN 10 1963

, 19____

Kenneth D. Hanley

Notary Public in and for Erie County



STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE
CAPITAL NOTE RESOLU-
TION, DATED MAY 20, 1963,
AUTHORIZING THE ISSU-
ANCE OF \$21,365.25 CAPITAL
NOTES OF THE TOWN OF
CHEEKTOWAGA, IN THE
COUNTY OF ERIE, PURSUANT
TO THE LOCAL FINANCE
LAW, TO FINANCE THE AC-
QUISITION OF HIGHWAY MA-
INTENANCE.

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

Section 1. The Town of Cheek-
towaga, in the County of Erie,
shall issue its Capital Notes of
the aggregate principal amount
of \$21,365.25 pursuant to the
Local Finance Law of New
York, in order to finance the
specific object or purpose here-
after described.

Section 2. The specific pur-
pose (hereinafter referred to as
"purpose") to be financed by
the issuance of such Capital
Notes is the acquisition of ma-
chinery and apparatus for high-
way construction or mainten-
ance and consists of One (1)
Tandem Roller at a maximum
cost of \$9,315.00 less
allowance of \$3,215.00,
One (1) Trip Patch Force
at a maximum cost of \$7,322.00,
and One (1) Truck for use in
connection with said One Trip
Patch Force, at a maximum
cost of \$7,443.25.

Section 3. It is hereby stated
that (a) the maximum cost of
the purpose as estimated by
the Town Board is \$24,580.25 in-
cluding trade-in and (b) no mon-
ey has heretofore been author-
ized to be applied to the pay-
ment of the cost of such purpose,
and (c) the Town Board plans to
finance the cost of said purpose
from funds raised by the issu-
ance of said Capital Notes and
trade-in allowance:

Section 4. It is hereby deter-

mined 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 per-
iod of probable usefulness of
said purpose is five years.

Section 5. It is hereby deter-
mined that the proposed matur-
ity of the obligations author-
ized by this resolution will not
be in excess of five years.

Section 6. This resolution
shall be published in full by
the Town Clerk of said Town,
together with a notice in sub-
stantially the form prescribed
by Section 81.00 of said Local
Finance Law, and such publica-
tion shall be in the DEPEW
HERALD AND CHEEKTOW-
AGA NEWS, a newspaper pub-
lished and having a general cir-
culation in said Town. The val-
idity of said Capital Notes may
be contested only if such obli-
gations are authorized for an
object or purpose for which
said Town is not authorized to
expend money, or the provi-
sions 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 pro-
ceeding contesting such valid-
ity is commenced within twenty
days after the date of such pub-
lication; or if said obligations
are authorized in violation of
the provisions of the Constitu-
tion of New York.

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

The capital note resolution
published herewith has been
adopted on the 20th day of
May, 1963, and the validity of
the obligations authorized by
such bond resolution may be
hereafter contested only if
such obligations were author-
ized for an object or purpose
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 complied with,
and an action, suit or proceed-
ing 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 Constitu-
tion of New York.

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

7
Item No. 22 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on Meadowlawn Road and Patrick 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 \$461.16,

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$461.16 to do the work and furnish the materials be approved and ordered paid.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1- 6
24

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

WHEREAS, emergency sewer repairs were required on 52 Rosary Boulevard in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$287.62.

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$287.62 to do the work and furnish the materials be approved and ordered paid.

Seconded by Councilman Trojanoski 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- 6
24

Item NO. 24 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

NAMES OF HIGHWAYS

FROM

TO

Nagel Drive

house no. 324 north to the south side of Joseph St.

Item No. 24 Cont'd

TYPE OF STREET LIGHTING INSTALLATION

14 Y 19 standards - 4000 lumen - under ground 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. Wroblewski offered the following resolution and moved its Adoption:

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

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Nagel Drive	house No. 324 north	to the south side of Joseph St.

TYPE OF STREET LIGHTING INSTALLATION

14 Y 19 standards - 4000 lumen - under ground 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 petitions 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 installations and as approved by the said Town Attorney, and

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

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

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

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ABSENT -1-

27
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CARRIED: AYES: -6- ABSENT: -1-

10

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

WHEREAS, the Town Engineer has recommended that effective June 1, 1963, there be adopted a regulation forbidding the use of Slip-Seal in connection with sewer joints; NOW, THEREFORE,

BE IT RESOLVED, that all sanitary sewer vitrified clay pipe joints for all of such pipe installed within the Town of Cheektowaga, outside of the Villages of Sloan and Depew, including house laterals, be made in accordance with ASTM specifications C425-60T, and that no Slip-Seal shall be permitted to be used.

This regulation shall be effective June 1, 1963.

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

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

Item No. 28 Moved by Councilman Fath, seconded by Councilman Wroblewski, that this Board does hereby accept the resignation of Elizabeth Napierski effective June 23, 1963.

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

BE IT RESOLVED, that Arthur Chowaniec and Alfred Jakubczak, heretofore employed as laborers in the Sanitation Department, are hereby promoted to Motor Equipment Operators in such Sanitation Department, effective May 20, 1963, at an hourly wage of \$2.39.

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

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

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

RESOLVED, that the resignation of Joseph H. Kozak, Department of Sanitation, be accepted.

Seconded by Councilman Trojanoski.

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

Item No. 31 Councilman Kaczmarek offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Attorneys be and they hereby are authorized and directed to attend, at Town expense, the argument of the appeal in the case of the Towns of Amherst and Cheektowaga against the Niagara Frontier Port Authority, to be held at Rochester, New York, before the Appellate Division, Fourth Department, on Wednesday, May 22, 1963.

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

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

Item No. 32 Councilman Fath offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Supervisor, the Town Clerk and the Town Attorney be and they hereby are authorized, at Town Expense, to attend, on May 27, 1963, at New York City, the execution and delivery of

Item No. 32 Cont'd

the Town Serial Bonds, in the amount of \$592,000, which were sold on April 30, 1963, and the Town Attorney is likewise authorized and directed, at Town expense, to attend a meeting regarding legal problems of noise control and abatement around jet airports, to be held in New York City on Friday, May 24, 1963.

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

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

Item No. 33 Councilman Kaczmarek offered the following resolution and moved its adoption:

BE IT RESOLVED, that the members of the Town Board be and they hereby are authorized, at Town expense, to attend the 1963 Municipal Law Seminar to be held on June 4th and June 5th, 1963, in Albany, New York, under the auspices of the New York State Office for Local Government.

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

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

Item No. 34 Moved by Councilman Kornecki, seconded by Councilman Wroblewski that the request of Town Engineer Kamm and Frank Lunz, Disposal Plant employee be authorized and directed to attend the Spring Meeting of the N.Y. Water Pollution Control Association at Syracuse, N.Y. on June 5, 1963, and June 6, 1963, and that their reasonable expense be a legal town charge.

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

Item No. 35 This being the time and the place advertised for a public hearing to amend Section 5, sub division D of Local Ordinance No. 33 known as the Underground Storage of Gasoline and other Flammable Liquids.

The Town Clerk advised the Board that he did not publish the Notice of Hearing in the Cheektowaga Times as requested in a Town Board Resolution dated May 6, 1963.

The Town Attorney advised the Board to consider this hearing as null and void and that a new hearing be advertised in the Depew Herald & Cheektowaga News and the Cheektowaga Times for June 3, 1963, at 2:30 p.m. E.D.S.T.

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

Whereas, the Town of Cheektowaga, adopted a local Ordinance Number 33 on August 6th, 1962, which Ordinance was known as the Underground Storage of Gasoline and other Flammable Liquids, and

WHEREAS, the Cheektowaga Town Board deems it advisable to amend Section No. 5, Subdivision (d), thereof, in order to clarify same.

NOW, THEREFORE, BE IT RESOLVED, that the following amendment be considered for adoption.

RESOLVED; That Section No. 5, Subdivision (D) which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

Item No. 36 Cont'd

Be revised to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th of each year for that calendar year."

RESOLVED, that pursuant to Section 130, of the Town Law of the State of New York, this Town Board of Cheektowaga, shall meet at the Town Hall corner of Broadway and Union Road in the Town of Cheektowaga, on the 3rd day of June, 1963, at 2:30 o'clock p.m., Eastern Daylight Saving Time, for the purpose of considering the adoption of the amendment, 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 Daylight Savings Time, on June 3rd, 1963 will hold a hearing on the adoption of an amendment to Section 5, Subdivision (D) Ordinance No. 33 known as the underground storage of gasoline and other flammable liquids Ordinance which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

which amendment would revise Section 5, Subdivision (D) to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or before January 15th, of each year for that calendar year."

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

Dated: May 20, 1963.

KENNETH T. HANELY
Town Clerk of the Town
of Cheektowaga, Erie
County, New York.

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

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

AYES: -6- ABSENT: -1- CARRIED

Posted as follows on the 24th day of May, 1963:

- 1-Town Hall Bulletin Board;
- 2-U-Crest Fire Hall - Clover Place and Evergreen Street;
- 3-Rescue Fire Hall - Pine Ridge Road;

Item No. 36 Cont'd

- 4-Bellevue Fire Hall - Como Park Blvd.
- 5-Doyle Fire Hall No. 1 - William and Alaska Street.

Hereto attached is a copy of the Notice published in the Depew Herald & Cheektowaga News and the Cheektowaga Times: 35
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STATE OF NEW YORK
COUNTY OF ERIE
SECTION 130-A
NOTICE
Mr. and Mrs. Blaxen Roma
of 14 Kennedy Rd., Cheektowaga
celebrated their 50th wedding
anniversary Sunday. The
attended the 10 o'clock Mass
at St. Joseph's Church, and
family dinner was held at
in Cypress Gardens.
They were married on May
20, 1913 in Holy Apostles Pete
Cemetery.
GOLDEN ANNIVERSARY
Burial will be in St. Mary's
Cemetery.
A Requiem Mass will
be said at St. James Church a
morning, a Requiem Mass will
& Loecher Funeral Home Friday
After prayers in the Wendt
Grandchildren.
Frank Weibel. There are nine
children, Mrs. Josephine Lux as
sister of Mrs. Rose Gangloff
Ger of California. She was the
wife of Leonard Durrenberger
mother of Edward, Charles
Durrenberger, she was the
wife of the late George A.
died suddenly May 21, 1963.
Caroline H. (Weibel) Durrenberger
of 61 Rumford St., Depew
died suddenly May 21, 1963.
CAROLINE H. DURRENBERGER
St. Mary's Cemetery.
Burial was in
Pompey Church. Burial was in
Requiem Mass at Our Lady of
Monday morning followed by
J. Shwinski Funeral Home
Prayers were said in the
Grandchildren.
Vitalina Capola. There are six

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed alip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week first publication MAY 23 1963 last publication MAY 23 1963 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAY 27 1963 day of MAY, 1963

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

Sworn to before me this 1963
Kenneth D
Notary Public in and for

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1965
Registered No. 5029

Item No. 36 Cont'd

- 4-Bellevue Fire Hall - Como Park Blvd.
5-Doyle Fire Hall No. 1 - William and Alaska Street.

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

35
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AT A REGULAR MEETING of
the Town Board of Cheektowaga,
Erie County, New York, held at
Town Hall in said Town of Cheek-
towaga, on the 20th day of May,
1963, at 7:30 p.m., E.D.S.T., there
were present:

BENEDICT T. HOLTZ
Supervisor
FELIX T. WROBLEWSKI
Councilman
JOSEPH KORNECKI
Councilman
ALANCIN M. FATH
Councilman
MICHAEL J. KACZMAREK
Councilman
JOSEPH M. TROJANOSKI
Councilman

Absent:

STANLEY R. BYSTRAK
Councilman

Councilman Kaczmarek pre-
sented the following resolution
and moved its adoption:

WHEREAS, the Town of Cheek-
towaga adopted a local Ordinance
Number 33 on August 6th, 1962,
which Ordinance was known as
the Underground Storage of Gaso-
line and other Flammable Liquids
and,

WHEREAS, the Cheektowaga
Town Board deems it advisable
to amend Section No. 5, Subdi-
vision (D), thereof, in order to
clarify the same.

NOW THEREFORE,

BE IT RESOLVED, that the
following amendment be consider-
ed for adoption.

RESOLVED: That Section No.
5, Subdivision (D) which reads
as follows:

"An annual permit fee of \$5.00
for each underground gasoline
or other flammable liquids for
each calendar year, shall be
paid to the Town Clerk on, or
before, January 15th of each
calendar year."

Be revised to read as follows:

"An annual permit fee of \$5.00
for each location which contains
underground gasoline or other
flammable liquids tank or tanks,
shall be paid to the Town Clerk
on or before January 15th of
each year."

RESOLVED, that pursuant to
Section 130, of the Town Law of
the State of New York, this Town
Board of Cheektowaga, shall meet
at the Town Hall corner of Broad-
way and Union Road in the Town
of Cheektowaga, on the 3rd day
of June 1963, at 2:30 o'clock p.m.,
Eastern Daylight Saving Time, for
the purpose of considering the
adoption of the amendment, and
the Town Clerk is hereby directed
to publish the following notice
in the Depew Herald and Cheek-
towaga News, and the Cheek-
towaga Times, newspapers pub-
lished and having a general cir-
culation 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 Cheekto-
waga, Erie County, New York, at
a meeting to be held at the Town
Hall, corner of Broadway and
Union Road in said Town, on the
3rd day of June 1963, at 2:30
o'clock p.m., Eastern Daylight
Saving Time, will hold a hearing
on the adoption of an amendment
to Section 5, subdivision (D) Ord-
inance No. 33 known as the under-
ground storage of gasoline and
other flammable liquids Ordinance
which reads as follows:

"An annual permit fee of \$5.00
for each underground gasoline
or other flammable liquids for
each calendar year, shall be
paid to the Town Clerk on, or
before, January 15th of each
calendar year."

which amendment would revise
Section 5, Subdivision (D) to read
as follows:

"An annual permit fee of \$5.00
for each location which contains
underground gasoline or other
flammable liquids tank or tanks,

- 4-Bellevue Fire Hall - Como Park Blvd.
5-Doyle Fire Hall No. 1 - William and Alaska Street.

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

35
40

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, on the 3rd day of June 1963, at 2:30 o'clock p.m., Eastern Daylight Saving Time, will hold a hearing on the adoption of an amendment to Section 5, subdivision (D) Ordinance No. 33 known as the underground storage of gasoline and other flammable liquids Ordinance which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year."

which amendment would revise Section 5, Subdivision (D) to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks."

By Order of the Town Board of the Town of Cheektowaga, Erie County, New York.
Dated: May 20th, 1963.

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

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

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

CARRIED: AYES 6 ABSENT: 1

Dated: May 20, 1963

Published: May 23, 1963

STATE OF NEW YORK)

ERIE COUNTY)

OFFICE OF THE CLERK) ss:

OF THE)

TOWN OF CHEEKTOWAGA)

(SEAL)

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 20th day of May, 1963, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 20th day of May, 1963.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.
(Pub: May 23)

Item No. 36 Cont'd

- 4-Bellevue Fire Hall - Como
- 5-Doyle Fire Hall No. 1 - Will

Hereto attached is a copy of the
News and the Chee

s.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew}
Herald and News
^{Cheektowaga}

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 23rd day
of May, 1963, and the last inser-
tion being on the _____ day of _____,
19____ and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of _____

1963

, 19____

Kenneth J. Hanley
Notary Public in and for Erie County

Item No. 36 Cont'd

- 4-Bellevue Fire Hall - Como
- 5-Doyle Fire Hall No. 1 - Wil

Hereto attached is a copy of the
Depew Herald & Cheektowaga News and the Chee

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, on
the 20th day of May, 1963, at
7:30 p.m. o'clock, Eastern Day-
light Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Paul T. Wroblewski
Councilman
Joseph Kornecki, Councilman
Alancin M. Fath, Councilman
Michael J. Kaczmarek
Councilman
Joseph M. Trojanoski
Councilman

ABSENT:

Stanley R. Bystrak,
Councilman

Councilman Kaczmarek pre-
sented the following resolution
and moved its adoption:

WHEREAS, the Town of
Cheektowaga adopted a local
Ordinance Number 33 on August
6th, 1962, which Ordinance was
known as the Underground
Storage of Gasoline and other
Flammable Liquids and,

WHEREAS, the Cheektowaga
Town Board deems it advisable
to amend Section No. 5, Sub-
division (D), thereof, in order
to clarify the same.

NOW, THEREFORE,

BE IT RESOLVED, that the
following amendment be con-
sidered for adoption.

RESOLVED: That Section No.
5, Subdivision (D) which reads
as follows:

"An annual permit fee of
\$5.00 for each underground
gasoline or other flammable
liquids for each calendar
year, shall be paid to the
Town Clerk on, or before,
January 15th of each calen-
dar year."

Be revised to read as follows:

"An annual permit fee of
\$5.00 for each location which
contains underground gaso-
line or other flammable liq-
uids tank or tanks, shall be
paid to the Town Clerk on or
before January 15th of each
year for that calendar year."

RESOLVED, that pursuant to
Section 130, of the Town Law
of the State of New York, this
Town Board of Cheektowaga,
shall meet at the Town Hall
corner of Broadway and Union
Road in the Town of Cheekto-
waga, on the 3rd day of June,
1963, at 2:30 o'clock p.m., East-
ern Daylight Saving Time, for
the purpose of considering the
adoption of the amendment, and
the Town Clerk is hereby di-
rected 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 Cheekto-
waga, 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
Daylight Saving Time, on June
3rd, 1963, will hold a hearing
on the adoption of an amend-
ment to Section 5, Subdivision
(D) Ordinance No. 33 known as
the underground storage of gas-
oline and other flammable liq-
uids Ordinance which reads as
follows:

"An annual permit fee of
\$5.00 for each underground
gasoline or other flammable
liquids for each calendar year,
shall be paid to the Town
Clerk on, or before, January
15th of each calendar year."

RICHARD G. BENNETT

- 4-Bellevue Fire Hall - Como
5-Doyle Fire Hall No. 1 - Wil

Hereto attached is a copy of the
Depew Herald & Cheektowaga News and the Chee

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 Daylight Saving Time, on June 3rd, 1963, will hold a hearing on the adoption of an amendment to Section 5, Subdivision (D) Ordinance No. 33 known as the underground storage of gasoline and other flammable liquids Ordinance which reads as follows:

"An annual permit fee of \$5.00 for each underground gasoline or other flammable liquids for each calendar year, shall be paid to the Town Clerk on, or before, January 15th of each calendar year." which amendment would revise Section 5, Subdivision (D) to read as follows:

"An annual permit fee of \$5.00 for each location which contains underground gasoline or other flammable liquids tank or tanks, shall be paid to the Town Clerk on or

RICHARD G. BENNETT

Erie County, New York
Dated: May 20, 1963

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

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

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

Supervisor Holtz, Voting Aye
AYES: 6, ABSENT: 1. Car-

ried.
DATED: May 20, 1963

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 20th day of May, 1963, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof,
I have hereunto set my
(seal) hand and affixed the
seal of said Town this
20th day of May, 1963.

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

14

Item No. 37 This being the time and the place advertised for a public hearing for the improvement of that portion of the north side of Meadowlawn Road extending from the west line of sub-lot 56 east approximately 720 feet to the east line of Sub-lot 33 Block J., Map Cover 1060-1070, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the north side of said portion of Meadowlawn Road to be so improved.

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

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

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

WHEREAS, a written petition was duly filed with the Board, requesting the improvement of that portion of the north side of Meadowlawn Road extending from the west line of Sublot 56 east approximately 720 feet to the east line of Sublot 33, Block J, Map Cover 1060-1070, by the construction of a lateral sewer in said portion of said highway to serve properties abutting on the north side of said portion of Meadowlawn Road to be so improved, and

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

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

WHEREAS, at a meeting of the Town Board duly held on May 6, 1963, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in the petition, to wit: the sum of Six Thousand Dollars (\$6,000.00), and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 20th day of May, 1963, at 7:30 o'clock P.M. Eastern Daylight Saving, and

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

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

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

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the construction of a lateral sewer in that portion of the north side of Meadowlawn Road extending from the west line of Sublot 56 east approximately 720 feet to the east line of Sublot 33, Block J, Map Cover 1060,1070, to serve properties abutting on the north side of said portion of Meadowlawn Road to be so improved, and be it further

Item No. 38 Cont'd

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

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

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

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

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

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

That the following claims be approved as presented:

General Fund	Nos. 7939 to 8015 & 8017 inclusive	
	Nos. to	inclusive
Highway Fund	Nos. 2459 to 2481	inclusive
	Nos. to	inclusive
Special Districts	Nos. 3163 to 3195	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 975 to 982	inclusive
C & I	Nos.	
Tax	Nos.	
Health	Nos.	

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

Item No. 40 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated May, 18, 1963 and May 20, 1963.

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

Item No. 41 Mr. Garver, representing the Cheektowaga Improvement Association related to the Board that the Pfohl Brothers dump is still in operation on Pfohl Road and constitutes a health hazard.

Item No. 42 The Town Attorney notified Mr. Garver that the Jet Airport Appeal is now in the court at Rochester, N.Y.

Item No. 43 The Supervisor advised the delegation from the Hy View Fire Department that the cutting through of Airport Road has been referred to

16

Item No. 43 Cont'd

the Highway Superintendent and that someone will have to pay for the construction of said road, especially the abutting property owners and that the matter is entirely up to the Highway Superintendent and that a petition should be presented for construction of same. 13

Item No. 44 The Town Attorney notified a delegation from Geo. Urban Blvd. that the matter of one Dr. Ferland using his rear yard in the back of his office for parking purposes is a violation of the Zoning Ordinance and that the matter has been referred to the Building Inspector for action. 40

Item No. 45 The Supervisor advised a delegate from the Town Park Home Owners Association that the C M H Construction Company has promised that they will complete their job on the Como Park Blvd. and Union Road sewer. 20

Item No. 46 Councilman Trojanoski brought up the matter of licensing taxi cabs in the town of Cheektowaga. 17

Item No. 47 Councilman Trojanoski referred to the board the bad condition of the County Highway on Harlem Avenue between Genesee Street and Cleveland Drive. 3

Item No. 48 Councilman Trojanoski read a communication from the Erie County department of Public Works relating to side walks on Harlem Avenue between William Street and Walden Avenue and on Cayuga Creek Road. 9 25

Item No. 49 Referred to the Town Engineer the complaint about water from The Anchor Block Company running on the property of adjacent residents. 10 26

Item No. 50 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

MEETING NO. 13

Cheektowaga, New York
June 3, 1963

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 3rd day of June 1963, at 2:30 p.m., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph Kornecki	Councilman
Michael J. Kaczmarek	Councilman
Joseph M. Trojanoski	Councilman

ABSENT:

Alancin M. Fath	Councilman
Stanley R. Bystrak	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Town Historian Julia B. Reinstein and General Foreman Banko.

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

Item No. 3 Received and filed communication from the Cheektowaga Improvement Association Inc., complimenting the Town Board on the stand it has taken in the jet port issue. 16 42

Item No. 4 Referred to the Town Board communication from Victor Weiss, Public Relations Director, Cheer for Cheektowaga Committee relating to Cheektowaga's 125th birthday. 16 42

Item No. 5 Referred to the Town Board and the Town Attorney communication from John S. Klinshaw, Fire District Secretary of Hy-View Fire District No. 8 relating to the acquisition of certain premises on Patrick Street for the erection of a new fire house. 16 22

Item No. 6 Referred to the Highway Department the matter of the paving of Milson Road.

Item No. 7 Referred to the Board of Assessors for a property check Petition for dissolution of South Line Fire Protection District and establishment of South Line Fire District No. 10. 22 17 22

Item No. 8 Referred to the Town Board and the Town Attorneys the application of E. Allan Nordstron, Dolores Moran Lund and the Pelvion Land Company, Inc., to rezone certain premises in the town to be used to produce, manufacture and process stone aggregates. 19

Item No. 9 Councilman Kornecki offered the following resolution and moved its adoption, seconded by Councilman Wroblewski, to wit:

RESOLVED, that Holloway & Company, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to render service in connection with planning, executing and supervising the preparation and spreading of the Special Districts Assessments for the Town of Cheektowaga for the Tax Year 1964 by the use of data processing equipment, said service to be similar to that rendered for the tax year 1963 but also including the services performed by the Special Districts Clerk in prior years, such as making all changes recorded in the Assessor's field books and setting up new special districts as shown by the budget for year 1964.

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

Benedict T. Holtz	Voting AYE
Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Joseph Trojanoski	Voting AYE

Item No. 9 Cont'd

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted.

Item No. 10 Councilman Trojanoski presented the following resolution and moved its adoption: 32

IT IS RESOLVED AS FOLLOWS:

SECTION ONE: The Town Board of the Town of Cheektowaga does hereby employ Holloway and Company to make an annual audit for the Town Board of the Town of Cheektowaga covering the calendar year 1963.

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

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

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

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

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

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -1-

The resolution was thereupon declared duly adopted. 2
12

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

19

Item No. 11 Cont'd

BE IT RESOLVED, that Holloway & Company be and they hereby are authorized to prepare the Budget for the year 1964, being the same services that have been rendered by Holloway & Company in previous years.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted. 2

Item No. 12 Councilman Kornecki offered the following resolution and moved its adoption, seconded by Councilman Trojanoski, to wit:

RESOLVED: That Holloway & Company, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to perform the following services in the future for the Town of Cheektowaga: (1) Prepare the Supervisor's Annual Report to the Town Board; (2) Prepare the Supervisor's Annual Report to the State Comptroller; (3) Determine the proper transfers to be authorized by the Town Board at the end of the year based upon 1963 appropriations, expenditures, etc.

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

Benedict T. Holtz	Voting AYE
Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Joseph Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted. 2

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

BE IT RESOLVED that the following Nussbaumer, Clarke and Velzy invoices be paid from General Fund Surplus:

<u>INVOICE NUMBER</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
2519	Report, plans, etc. for Drainage Dist. No. 8, resolution of January 18, 1954	\$1,500.00
2725	Maryvale Expressway Drainage - Buffalo City line to Thruway	2,130.00
"	Maryvale Expressway Drainage	
"	Drainage study, report, etc. of area north of Scajaquada Creek, from Thruway to Dick Road and Genesee St. for proposed Drainage Dist. No. 8	4,460.00
"	22 days field party time @ \$150.00	3,300.00

Item No. 13 Cont'd

2725	Kensington Expressway Drainage Report, consultation with State Officials and comparative costs on 5 outlet routes	3,250.00
2730	Plans and specifications on Vern Lane curbs	443.08

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted.

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

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

	<u>TO</u>	<u>FROM</u>
3-032-00		\$8,812.58
3-004-16	\$ 1,000.00	
3-004-17	805.00	
3-004-33	100.00	
3-005-31	92.73	
3-006-14	1,500.00	
3-006-22	1,071.80	
3-006-39	39.00	
3-008-33	59.85	
3-009-25	1.00	
3-009-28	22.70	
3-010-36	61.63	
3-020-33	117.26	
3-027-01		2,741.32
3-027-02	2,741.32	
3-035-03	1,377.37	
3-040-01	2,564.24	
	<u>\$11,553.90</u>	<u>\$11,553.90</u>

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

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

AYES: -5-

NOES: -0-

ABSENT: -2- 2

The resolution was thereupon declared duly adopted.

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

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

Item No. 15 Cont'd

(1) There shall be issued pursuant to the bond resolution entitled "Bond Resolution, Dated April 27, 1963, Authorizing the Issurance of \$218,500 Serial Bonds and \$11,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, for the Construction of a Public Library Building", adopted by the Town Board on April 27, 1963 two (2) Capital Notes of the Town of Cheektowaga, in the denominations of \$5,750 each.

(2) The power to prescribe the terms, form and contents of said notes and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor is hereby directed to sign said notes, and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, and to attest the seal.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED JUNE 3, 1963, AUTHORIZING THE ISSUANCE OF \$218,500 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ACNTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE THE CONSTRUCTION OF A PUBLIC LIBRARY BUILDING.

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 \$218,500, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of \$218,500 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution, Dated April 27, 1963, Authorizing the Issurance of \$218,500 Serial Bonds and \$11,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Fiance Law, for the Construction of a Public Library Building" , and duly adopted by the Town Board on April 27, 1963.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said notes in the erection of a new public library building of Class "B" construction as defined in Subdivision 11 (b) of Paragraph a of Section 11.00 of the Local Finance Law, on the Town Park site located on the west side of Harlem Road at the corner of Greenleaf Lane, and the acquisition of the original furnishings, equipment and apparatus suitable for the use of such building as a public library building, and the grading and other improvement of its site.

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 not issued in anticipation of

Item No. 15 Cont'd

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 Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-¹²₄₄

Item No. 16 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that the request of Ronald Norman, Junior Engineering Aid, for an extension to his original leave of absence from June 17, 1963 to October 17, 1963, be granted.

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

Item No. 17 Moved by Councilman Trojanoski, seconded by Councilman Kornecki, that the request of Dr. Louis A. Vendetti, Town Health Officer, to attend the New York State Annual Health Conference in New York City on June 9, 1963 inclusive, be granted and that his reasonable expenses be a proper town charge.

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

⁴³₄₂

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

Whereas, JEROME OSTEMPOWSKI, a driver in the Sanitation department has requested the granting of a sick leave. NOW THEREFORE,

BE IT RESOLVED, that thirty (30) working days sick leave be granted accordingly.

Seconded by Councilman Kaczmarek.

31

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

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

WHEREAS, the Town Board has been notified that the Sanitary Sewer Districts are in need of one (1) Sewer Rodding Machine, be it

RESOLVED that the 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 Sewer Rodding Machine, and be it further

RESOLVED, that the Town Board meet on the 17th day of June, 1963 at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town

Item No. 19 Cont'd

Board at a public meeting called for that purpose.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) Sewer Rodding Machine for use in the Sanitary Sewer Districts.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern daylight Saving Time on June 17th, 1963, at which time they will be publicly opened by the Town Board at a public hearing called for that purpose to be held at the Town Hall, corner of Union and Broadway, Cheektowaga, New York.

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

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

DATED: June 3, 1963

/s/ Kenneth Hanley
Town Clerk

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

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS
The Town of Cheektowaga hereby requires separate sealed bids for one (1) Sewer Rodding Machine for use in the Sanitary Sewer Districts.

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 1:00 o'clock P.M., Eastern Daylight Saving Time on June 17th, 1963, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Union and Broadway, Cheektowaga, New York.

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

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

WITNESSED: June 3, 1963
KENNETH T. HANLEY
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 6th day of June, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

JUN 10 1963 19____

Kenneth T. Hanley
Notary Public in and for Erie County

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

RESOLVED, that the sub-division map of Glen Estates Part, six Part of lot no. 11, T 11 R 7, prepared by Horthe and Sonnenberger, Engineers and Surveyors, dated 9-12-63, be approved and ordered filed in the office of the Board of Assessors.

Seconded by Councilman Trojanoski.

30
13

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

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

RESOLVED, that the Town Attorney be authorized and directed to obtain a Title Report on the parcels of land on Patrick Street between Lydia Lane and Meadowlawn Road.

Seconded by Councilman Kaczmarek.

33

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

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

WHEREAS, it has been indicated that the State of New York may fully reimburse Town for monies expended for Air Pollution purposes, and

WHEREAS, the Town of Cheektowaga is currently expending approximately \$8350.00 for Air Pollution in 1963, and has spent similar amounts in 1962 and previous years, NOW THEREFORE,

BE IT RESOLVED, that Erie County Executive, Edward Rath, be requested to make inquiry and proper application to the State of New York for whatever reimbursement that can be acquired for the Town of Cheektowaga.

Seconded by Councilman Kaczmarek.

9
43
15

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

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

RESOLVED, that the Erie County Water Authority be authorized and directed to install fire hydrants at the following locations in Doyle Fire District No. 1, Town of Cheektowaga, New York:

St. Felix Street - one hydrant at No. 104
one on corner of St. Felix and Wojcik Street

Jane drive - one hydrant in front of house No. 23
one hydrant in front of house No. 66

Rossler Street - one hydrant in front of No. 42

Seconded by Councilman Kaczmarek.

9
23
18

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

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

WHEREAS, the Highway Superintendent has recommended that 1060.40 lineal feet of Constance Lane under map cover 2177 and 369.80 lineal feet under map cover 2180 meets the specifications as set forth by the Town of Cheektowaga, be it

Item No. 24 Cont'd

RESOLVED, THAT THE HEREINBEFORE mentioned description of said highway be accepted by the Town of Cheektowaga and that the Highway Superintendent be and he is hereby authorized and directed to maintain same.

Seconded by Councilman Kornecki.

13

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

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

WHEREAS, on May 6th, 1963, bids were received for the construction of a Comfort Station in the Town Park off Nokomis Parkway,

WHEREAS, Benedict Homes, Inc. was the low bidder in the amount of \$11,783.00, and

WHEREAS, the construction of the Comfort Station is contingent upon the 30 day waiting period of the permissive referendum. This award will be effective June 6th, 1963 if no protest is received by that time, be it

RESOLVED, that said bid be awarded to Benedict Homes, Inc. in the amount of \$11,783.00.

Seconded by Councilman Wroblewski.

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

1
3
16

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

RESOLVED, that the Reynders Electric Company be authorized and directed to relocate Niagara Mohawk Pole #653, Harlem Road at Cleveland Drive, north-west corner, 18 inches northwest to clear construction of a new curb radius,

FURTHER RESOLVED, that a steel pole be used in the hereinabove mentioned authorization.

Seconded by Councilman Trojanoski.

27
42

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

Item No. 27 This being the time and the place advertised for the receiving of sealed proposals for the furnishing of three (3) election booths and three (3) trailer portable polling booths.

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

Hereto is a summary of bids received for three (3) election booths:

1 - Anthony Taberski Sr. \$5,580.00
Only one bid received

The Town Clerk advised the Board that no bids were submitted for the three (3) trailer portable polling booths.

Councilman Kaczmarek moved, seconded by Councilman Wroblewski, that the bid of Anthony Taberski Sr. to furnish three (3) election booths in the amount of \$5,580.00 be approved.

1
11

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

Item No. 28

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
MORRIS JAMES BABCOCK

To rezone from Residential District to Business District, the following described property: All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14, Township 11, Range 7, of the Holland Land Co.'s survey, and according to a map filed in the Erie County Clerk's Office under Cover Number 1628, is known as subplot 67, being 85' front on Cayuga Road and 120' on Cleveland Drive.

It is the intention of the applicant to use the premises for a gasoline service station.

The Zoning Board of Appeals conducted a public hearing on March 27, 1963 after proper notice to all proper parties. Many people appeared in person and objected to the granting of the application.

A petition against the rezoning, signed by twenty-one (21) nearby property owners, was presented to the Board. A petition in favor of the rezoning, signed by thirty-three (33) nearby property owners was presented to the Board.

The members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity, and are of the opinion that the granting of this application would depreciate residential property values in the area and therefore, recommend that the application be denied.

/s/ Leo Kurnick
Chairman

/s/ Joseph P. Kubera
Peter J. Rybka

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

19

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

WHEREAS, Morris James Babcock presented an application to rezone from a residential district to a business district the following described premises for use as a gasoline service station:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14, Township 11, Range 7, of the Holland Land Company's survey, and according to a map filed in the Erie County Clerk's office under Cover Number 1628, is known as Sublot 67, being 85' front on Cayuga Road and 120' on Cleveland Drive.

WHEREAS, the Zoning Board conducted a public hearing on March 27, 1963, after proper notice to all proper parties, at which hearing all interested parties were given an opportunity to be heard, and a petition in opposition to the rezoning signed by 21 nearby property owners having been presented to the Board, and

WHEREAS, the Zoning Board subsequently recommended to the Town Board, that the application be denied, being of the opinion that the granting of the same would tend to depreciate residential property values in the area and

WHEREAS, the Town Board did study the matter, and having denied a previous application for the same premises for the same purpose, and being convinced that a rezoning of the premises from a residential

Item No. 29 Cont'd

use to a business use would tend to decrease residential property values in the vicinity and would not be in the best interests of the citizens of the area, and would create a financial hardship to many nearby property owners,

NOW THEREFORE, be it resolved that the application be denied.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2- 19

Item No. 30

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
DOROTHY P. SMITH - EDWIN C. SMITH

To rezone from Residential District to Business District, the following described property: All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14, Township 11, and Range 7 of the Holland Land Co.'s Survey and according to a map filed in the Erie County Clerk's Office under Cover Number 1628, is known and distinguished as subplot 68, being 63' front on Cayuga Road and 120 feet in depth.

It is the intention of the applicant to use the premises for a gasoline service station.

The Zoning Board of Appeals conducted a public hearing on March 27, 1963, after proper notice to all proper parties. Many people appeared in person and objected to the granting of the application.

A petition against the rezoning, signed by twenty-one (21) nearby property owners, was presented to the Board. A petition in favor of the rezoning, signed by thirty-three (33) nearby property owners was presented to the Board.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity, and are of the opinion that the granting of this application would depreciate residential property values in the area and therefore, recommend that the application be denied.

/s/ Leo Kurnick
Chairman

Joseph P. Kubera /s/

/s/ Lawrence M. Januszcak

Peter J. Rybka 1/s/

/s/ C. G. Hanson

19

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

WHEREAS, Dorothy P. Smith and Edwin G. Smith presented an application to rezone from a residential district to a business district the following described premises for use as a gasoline service station:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14,

Item No. 31 Cont'd

Township 11 and Range 7 of the Holland Land Company's Survey and according to a map filed in the Erie County Clerk's Office and under Cover Number 1628, is known and distinguished as Sublot 68, being 63' front on Cayuga Road and 120' feet in depth, and

WHEREAS, the Zoning Board conducted a public hearing on March 27, 1963, after proper notice to all proper parties, at which hearing all interested parties were given an opportunity to be heard, and a petition is opposition to the rezoning, signed by 21 nearby property owners having been presented to the Board, and

WHEREAS, the Zoning Board subsequently recommended to the Town Board that the application be denied, being of the opinion that the granting of the same would tend to depreciate residential property values in the area, and

WHEREAS, the Town Board did study the matter, and having denied a previous application for the adjoining premises for the same purpose, and being convinced that a rezoning of the premises from a residential use to a business use would tend to decrease residential property values in the vicinity and would not be in the best interests of the citizens of the area, and would create a financial hardship to many nearby property owners,

NOW THEREFORE, be it resolved that the application be denied.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-19

Item No. 32 This being the time and the place advertised for a public hearing on the adoption of an amendment to Section 5, sub division (d) Ordinance No. 33 known as the under ground storage of gasoline and other flammable liquids.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the Supervisor ordered the hearing closed and that the decision be reserved. 40
35

Item No. 33 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 8019 to 8086	inclusive
	Nos. to	inclusive
Highway Fund	Nos. 2483 to 2503	inclusive
	Nos. to	inclusive
Special Districts	Nos. 3197 to 3221	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 984 to 990	inclusive

Item No. 33 Cont'd

C & I	Nos. 494 and 497	inclusive
Tax	Nos.	
Health	Nos.	

AYES: -5-

NOES: -0-

ABSENT: -2-

6

Item No. 34 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector is his communications dated June 3, 1963 and May 28, 1963, except the following:

Norman Castine - apartments on Cleveland Drive;
 Turbize - three dwelling on Joanne Lane No. 42-46-50;
 Allen Builders - No. 71 Joanne Lane;
 Sturm - Harlem Road, Minature Gold Course.

15
35

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

Item No. 34 Moved by Councilman Kaczmarek, seconded by Councilman Wroblewski, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

MEETING NO. 14

Cheektowaga, New York
June 17th, 1963

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 17th day of June 1963, at 7:30 p.m., E.D.S.T., there were:

PRESENT:

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

ABSENT:

Stanley R. Bystrak	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger, Deputy Town Attorney Delahunt; Lieut. Graham and Town Historian Julia Reinstein.

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

Item No. 3 Referred to the Board communication from Edward Bonamici requesting the Board to consider his application to construct and operate a concession stand at the Cheektowaga Town Park.

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16

Item No. 4 Referred to the Town Board communication from the Board of Assessors and original petition relating to the establishment of South Line Fire district No. 10.

17
22
32
34

Item No. 5 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Highway Superintendent to attend the N.Y. State Association of Highway Superintendents training school at Ithaca, N.Y. on June 23, 1963 to June 26th, 1963 be granted, that his reasonable expenses be a proper town charge.

13
42

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

Item No. 6 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of John Jablonski, Justice of the Peace to attend the Judicial Conference School at Ithaca, N.Y. from August 12, 1963 to August 16, 1963, be granted, and that his reasonable expenses be a proper town charge.

37
42

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

Item No. 7 This being the time and the place advertised for the receiving of sealed proposals for one Sewer Rodding Machine for use in the Sanitary Sewer Districts.

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:

William L. Prinsen, Rochester, N.Y.....\$4,715.00

Flexible Pipe Tool Company (3 bids)

Bid No. 1.....	4,547.10
Bid No. 2.....	3,833.10
Bid No. 3.....	3,850.00

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

1
24

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

WHEREAS, a hearing has been duly held by this Town Board, pursuant to notice thereof duly published as required by law, concerning the matter of the adoption of Ordinance No. 35, Swimming Pool Ordinance; NOW, THEREFORE,

BE IT RESOLVED, that the following Ordinance No. 35 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be and the same hereby is adopted, which adoption this Town Board deems will contribute to the maintenance and preservation of public peace and good order in the Town:

LOCAL ORDINANCE NO. 35
SWIMMING POOL ORDINANCE

This Ordinance shall be known as the SWIMMING POOL ORDINANCE of the Town of Cheektowaga, Erie County, New York.

Section 1. (a) The following words, when used in this ordinance, shall have the following meanings:

The word "Town" shall mean the Town of Cheektowaga, New York;

The words "Town Board" shall mean the Town Board of the Town of Cheektowaga, New York;

The words "Town Clerk" shall mean the Clerk of the Town of Cheektowaga, New York;

The words "Town Engineer" shall mean the Engineer of the Town of Cheektowaga, New York;

The word "Person" includes a corporation, association, organizations, firm and partnership, as well as an individual;

The words "Swimming pool" shall mean a private swimming pool or tank, artificially constructed, installed or maintained upon any premises by any person for his own or his family's use and for the use of his guests and invitees, and shall also mean and include a wading pool or tank, artificially constructed or installed, not designed or used for swimming, with a surface area of more than 120 square feet and a water depth of more than 18 inches. Plastic above ground pools are excluded from the provisions of this ordinance.

(b) Whenever, in this ordinance, any word importing the singular number of masculine gender is used in describing or referring to any person, party, matter or thing, the same shall include and apply to several persons or parties, as well as to one person or party, to females as well as males, and to several matters or things as well as one matter or thing.

Section 2. It shall be unlawful for any person to hereafter construct or install a swimming pool in the Town without having first obtained a permit therefor. Application for such a permit, accompanied by four (4) sets of plans and specifications of such proposed swimming pool, shall be filed with the Town Clerk. There shall be stated in such application, the premises and the exact location thereon, where said swimming pool is proposed to be constructed or installed. The Town Board shall not pass on the structural features or durability of the swimming pool except as hereafter provided, but shall issue a permit therefor if the same complies with the provisions of this ordinance. A fee of \$10.00 shall be charged for such permit and shall accompany the application.

Section 3. Such swimming pool shall be made of materials which are waterproof and easily cleaned. No aluminum paint shall be used as a finish. No sand or earth bottoms shall be used.

Item No. 8 Cont'd

Section 4. Every swimming pool hereafter constructed or installed shall be equipped with a discharge drain. Such drain shall be not over two (2) inches in diameter and be of galvanized iron pipe, or of an equal material approved by the Town Engineer, who shall likewise approve its outlet connection. No swimming pool shall be drained while it is raining.

Section 5. No such swimming pool hereafter constructed or installed shall be located nearer than five (5) feet to any property side line nor nearer than twenty-five (25) feet to the front lot line of any street.

Section 6. No artificial lighting shall be maintained or operated in connection with any swimming pool presently constructed or installed or hereafter to be constructed or installed, in such manner as to unreasonably interfere with the occupants of neighboring properties.

Section 7. Every swimming pool heretofore or hereafter constructed, installed or maintained, shall be completely enclosed by a fence of durable construction not less than four (4) feet high nor more than six (6) feet high, having at least one gate or door, which gate or door shall be kept securely locked at all times when such pool or pool area are not being used. This provision, except for the requirements of the gate or door, shall be inapplicable to the extent that a part or all of the pool is enclosed by the side or sides of a building, and the locking requirement shall not apply to any door of a building.

Section 8. Every swimming pool presently constructed or installed or hereafter constructed or installed, shall be maintained at all times in a reasonably safe condition. Any unsafe condition shall be forthwith corrected upon notice from the Town Board.

Section 9. The Town Board, upon written application, may grant variances to any of the provisions of this ordinance.

Section 10. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be guilty of an offense and shall be subject to the payment of a fine not exceeding \$200.00 or to imprisonment for a period not exceeding 90 days or both.

Section 11. If any of the provisions of this ordinance shall be found to be invalid, the remaining provisions hereof shall not be affected thereby but shall be and remain in full force and effect.

Section 12. Any term, provision or part of any other ordinance in conflict with this ordinance is hereby repealed to the extent of such conflict.

Section 13. This ordinance shall take effect immediately.

AND BE IT FURTHER RESOLVED, that the foregoing ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof posted on the sign board maintained by the Town Clerk, pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE

Item No. 8 Cont'd

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted June 21, 1963

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

40

(Affidavit on next pag)

is.:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication June 20, 1963; last publication June 20, 1963; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 5th

day of July 1963

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1965
Registered No. 5029

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted June 21, 1963

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

40

Local Ordinance No. 35 Swimming Pool Ordinance

This Ordinance shall be known as the SWIMMING POOL ORDINANCE of the Town of Cheektowaga, Erie County, New York.

Section 1. (a) The following words, when used in this ordinance, shall have the following meanings:

The word "Town" shall mean the Town of Cheektowaga, New York;

The words "Town Board" shall mean the Town Board of the Town of Cheektowaga, New York;

The words "Town Clerk" shall mean the Clerk of the Town of Cheektowaga, New York;

The words "Town Engineer" shall mean the Engineer of the Town of Cheektowaga, New York;

The word "Person" includes a corporation, association, organization, firm and partnership, as well as an individual;

The words "swimming pool" shall mean a private swimming pool or tank, artificially constructed, installed or maintained upon any premises by any person for his own or his family's use and for the use of his guests and invitees, and shall also mean and include a wading pool or tank, artificially constructed or installed, not designed or used for swimming, with a surface area of more than 120 square feet and a water depth of more than 18 inches. Plastic above ground pools are excluded from the provisions of this ordinance.

(b) Whenever, in this ordinance, any word importing the singular number or masculine gender is used in describing or referring to any person, party, matter or thing, the same shall include and apply to several persons or parties as well as to one person or party, to females as well as males, and to several matters or things as well as one matter or thing.

Section 2. It shall be unlawful for any person to hereafter construct or install a swimming pool in the Town without having first obtained a permit therefor. Application for such a permit, accompanied by four (4) sets of plans and specifications of such proposed swimming pool, shall be filed with the Town Clerk. There shall be stated in such application, the premises and the exact location thereon, where said swimming pool is proposed to be constructed or installed. The Town Board shall not pass on the structural features or durability of the swimming pool except as hereafter provided, but shall issue a permit therefor if the same complies with the provisions of this ordinance. A fee of \$10.00 shall be charged for such permit and shall accompany the application.

Section 3. Such swimming pool shall be made of materials which are waterproof and easily cleaned. No aluminum paint shall be used as a finish. No sand or earth bottoms shall be used.

Section 4. Every swimming pool hereafter constructed or installed shall be equipped with a discharge drain. Such drain shall be not over two (2) inches in diameter and be of galvanized iron pipe, or of an equal material approved by the Town Engineer, who shall likewise approve its outlet connection. No swimming pool shall be drained while it is raining.

Section 5. No such swimming pool hereafter constructed or installed shall be located nearer than five (5) feet to any property side line nor nearer than twenty-five (25) feet to the front lot line of any street.

Section 6. No artificial lighting shall be maintained or operated in connection with any swimming pool presently constructed or installed or hereafter to be constructed or installed, in such manner as to unreasonably interfere with the occupants of neighboring properties.

Section 7. Every swimming pool heretofore or hereafter constructed, installed or maintained, shall be completely enclosed by a fence or durable construction not less than four (4) feet high nor more than six (6) feet high,

having at least one gate or door, which gate or door shall be kept securely locked at all times when such pool or pool area are not being used. This provision, except for the requirements of the gate or door, shall be inapplicable to the extent that a part or all of the pool is enclosed by the side or sides of a building, and the locking requirement shall not apply to any door of a building.

Section 8. Every swimming pool presently constructed or installed or hereafter constructed or installed, shall be maintained at all times in a reasonably safe condition. Any unsafe condition shall be forthwith corrected upon notice from the Town Board.

Section 9. The Town Board, upon written application, may grant variances to any of the provisions of this ordinance.

Section 10. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be guilty of an offense and shall be subject to the payment of a fine not exceeding \$200.00 or to imprisonment for a period not exceeding 90 days or both.

Section 11. If any of the provisions of this ordinance shall be found to be invalid, the remaining provisions hereof shall not be affected thereby but shall be and remain in full force and effect.

Section 12. Any term, provision or part of any other ordinance in conflict with this ordinance is hereby repealed to the extent of such conflict.

Section 13. This ordinance shall take effect immediately.

AND BE IT FURTHER RESOLVED, that the foregoing ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof posted on the sign board maintained by the Town Clerk, pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

KENNETH T. HANLEY
Town Clerk

Dated: June 17, 1963
(Pub: June 20)

STATE OF NEW YORK
COUNTY OF ERIE

SS.

**LEGAL NOTICE
LOCAL ORDINANCE NO. 35
SWIMMING POOL ORDINANCE**

This Ordinance shall be known as the SWIMMING POOL ORDINANCE of the Town of Cheektowaga, Erie County, New York.

Section 1. (a) The following words, when used in this ordinance, shall have the following meanings:

The word "Town" shall mean the Town of Cheektowaga, New York;

The words "Town Board" shall mean the Town Board of the Town of Cheektowaga, New York;

The words "Town Clerk" shall mean the Clerk of the Town of Cheektowaga, New York;

The words "Town Engineer"

shall mean the Engineer of the Town of Cheektowaga, New York;

The word "Person" includes a corporation, association, organization, firm and partnership, as well as an individual;

The words "swimming pool" shall mean a private swimming pool or tank, artificially constructed, installed or maintained upon any premises by any person for his own or his family's use and for the use of his guests and invitees, and shall also mean and include a wading pool or tank, artificially constructed or installed, not designed or used for swimming, with a surface area of more than 120 square feet and a water depth of more than 18 inches. Plastic above ground pools are excluded from the provisions of this ordinance.

(b) Whenever, in this ordinance, any word importing the singular number or masculine gender is used in describing or referring to any person, party, matter or thing, the same shall include and apply to several persons or parties as well as to one person or party, to females as well as males, and to several matters or things as well as one matter or thing.

Section 2. It shall be unlawful for any person to hereafter construct or install a swimming pool in the Town without having first obtained a permit therefor. Application for such a permit, accompanied by four (4) sets of plans and specifications of such proposed swimming pool, shall be filed with the Town Clerk. There shall be stated in such application, the premises and the exact location thereon, where said swimming pool is proposed to be constructed or installed. The Town Board shall not pass on the structural features or durability of the swimming pool except as hereafter provided, but shall issue a permit therefor if the same complies with the provisions of this ordinance. A fee of \$10.00 shall be charged for such permit and shall accompany the application.

Section 3. Such swimming pool shall be made of materials which are waterproof and easily cleaned. No aluminum paint shall be used as a finish. No sand or earth bottoms shall be used.

Section 4. Every swimming pool hereafter constructed or installed shall be equipped with a discharge drain. Such drain shall not be over two (2) inches in diameter and be of galvanized iron pipe, or of an equal material approved by the Town Engineer, who shall likewise approve its outlet connection. No swimming pool shall be drained while it is raining.

Section 5. No such swimming pool hereafter constructed or installed shall be located nearer than five (5) feet to any property side line nor nearer than twenty-five (25) feet to the front lot line of any street.

Section 6. No artificial lighting shall be maintained or operated in connection with any swimming pool presently constructed or installed or hereafter to be constructed or installed, in such manner as to unreasonably interfere with the occupants of neighboring properties.

Section 7. Every swimming pool heretofore or hereafter constructed, installed or maintained, shall be completely enclosed by a fence of durable construction not less than four (4) feet high nor more than six (6) feet high, having at least one gate or door, which gate or door shall be kept securely locked at all times when such pool or pool area are not being used. This provision, except for the requirements of the gate or door, shall be inapplicable to the extent that a part or all of the pool is enclosed by the side or sides of a building, and the locking requirement shall not apply to any door of a building.

Section 8. Every swimming pool presently constructed or installed or hereafter constructed or installed, shall be maintained at all times in a reasonably safe condition. Any unsafe condition shall be forthwith corrected upon notice from the Town Board.

Section 9. The Town Board, upon written application, may grant variances to any provisions of this ordinance.

Section 10. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be guilty of an offense and shall be subject to the payment of a fine not exceeding \$200.00 or to imprisonment for a period not exceeding 90 days or both.

Section 11. If any of the pro-

visions of this ordinance shall be found to be invalid, the remaining provisions hereof shall not be affected thereby but shall be and remain in full force and effect.

Section 12. Any term, provision or part of any other ordinance in conflict with this ordinance is hereby repealed to the extent of such conflict.

Section 13. This ordinance shall take effect immediately.

AND BE IT FURTHER RESOLVED, that the foregoing ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof posted on the sign board maintained by the Town Clerk, pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

Dated: June 17, 1963

KENNETH T. HANLEY
Town Clerk

Sworn

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visions of this ordinance shall
be found to be in violation of the
main

RAI

T O W A G

Herald and Cheektowaga News, P.O. Box 71
Office: 24 Clark St., Lancaster, N. Y. Secor
pew, N. Y.

Pool Ord Approve Private

The Town of Cheektowaga
to govern the construction
The ordinance also include
above or below the surface

The ordinance covers mater-
ials to be used, drainage re-
quirements, location of pool,
lighting, fence and locks, and
pool safety.

The complete ordinance will

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 20th day
of June, 1963, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

JUN 26 1963, 19____

John D. Maule
Notary Public in and for Erie County

Item No. 9 Councilman Kaczmarek offered the following resolution and moved its adoption:

BOND RESOLUTION, DATED JUNE 17, 1963, AUTHORIZING THE ISSUANCE OF \$712,500 SERIAL BONDS AND \$37,500 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, FOR PARK AND PLAYGROUND IMPROVEMENTS.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$712,500 and its Capital Notes of the aggregate principal amount of \$37,500, pursuant to the Local Finance Law of New York, in order to finance the class or 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 construction of artificial swimming pools in and for the use of the Town parks or playgrounds. Each of said artificial swimming pools shall be a Class "A" artificial swimming pool, as defined in Subdivision 61 of Paragraph a of Section 11.00 of said Local Finance Law.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$750,000, and (b) current funds amounting to \$37,500 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution, and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of Serial Bonds and by the use of such current funds.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 61 (a) of Paragraph a of Section 11.00 of said Local Finance Law, and that the period of probable usefulness of said purpose is twenty years.

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

Section 6. When this resolution shall have taken effect in the manner provided by law it shall be published in full by the Town Supervisor 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 Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. Subject to the terms and conditions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the Serial Bonds authorized by this resolution and the renewal of said

Item No. 9 Cont'd

notes and the power to prescribe the terms, form and contents of said Serial Bonds and said Bond Anticipation Notes, and the power to sell and deliver said Serial Bonds and any Bond Anticipation Notes issued in anticipation of the issuance of such bonds is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any Serial Bonds issued pursuant to this resolution and any Bond Anticipation Notes issued in anticipation of the issuance of said Serial Bonds, and the Town Supervisor is hereby authorized to affix the corporate seal of said Town of any of said Serial Bonds or any Bond Anticipation Notes and to attest such seal. Each interest coupon representing interest payable on such Serial Bonds shall be authenticated by the facsimile signature of the Town Supervisor.

Section 8. This resolution shall be submitted to a referendum in the manner prescribed by Article 7 of the Town Law.

Seconded by Councilman Trojanoski 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

(Affidavit on next page)

12
16

OK
with
Depew
Herald
for
affidavit

36

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

BOND RESOLUTION, DATED JUNE 17, 1963, AUTHORIZING THE ISSUANCE OF \$213,500 SERIAL BONDS AND \$11,500 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, FOR THE CONSTRUCTION OF BRIDGES IN THE 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 \$213,500 and its Capital Notes of the aggregate principal amount of \$11,500, 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 purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, consists of the acquisition, construction or reconstruction of or additions to bridges in the Town, whether or not including the acquisition of land or rights in land, and whether or not including retaining walls or approaches thereto, of stone, concrete or steel or of a combination of two or more of these materials.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$225,000, and (b) current funds amounting to \$11,500 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution, and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of Serial Bonds and by the use of such current funds.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 10 of paragraph a of Section 11.00 of said Local Finance Law, and that the period of probable usefulness of said purpose is twenty years.

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

Section 6. When this resolution shall have taken effect in the manner provided by law it shall be published in full by the Town Supervisor 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 Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. Subject to the terms and conditions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the Serial Bonds authorized by this resolution and the renewal of said

Item No. 10 Cont'd

notes and the power to prescribe the terms, form and contents of said Serial Bonds and said Bond Anticipation Notes, and the power to sell and deliver said Bond Anticipation Notes and any Bond Anticipation Notes issued in anticipation of the issuance of such bonds is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any Serial Bonds issued pursuant to this resolution and any Bond Anticipation Notes issued in anticipation of the issuance of said Serial Bonds, and the Town Supervisor is hereby authorized to affix the corporate seal of said Town to any of said Serial Bonds of any Bond Anticipation Notes and to attest such seal. Each interest coupon representing interest payable on such Serial Bonds shall be authenticated by the facsimile signature of the Town Supervisor.

Section 8. This resolution is subject to a mandatory referendum and shall take effect upon the adoption of a proposition to approve said resolution by a majority of the qualified electors of said Town voting at an election held in the manner prescribed in Article 6 of the Town Law of New York.

Seconded by Councilman Kornecki 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

(Affidavit on next page)

12

OK
Wroblewski
Fath
Trojanoski
Kornecki
Kaczmarek

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

WHEREAS, the Town Board has duly adopted the bond resolutions described in the proposition hereinafter set forth, and said resolutions provide that they shall be submitted to a referendum in the manner prescribed in Article 6 and Article 7 of the Town Law, and the Town Clerk has, with the advise of the Town Attorney, prepared the propositions herein- after set forth and has transmitted such propositions to the Town Board, NOW, THEREFORE,

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

(1) A special election shall be held in the Town of Cheektowaga on the 23rd day of July, 1963, for the purpose of submitting to the qualified electors of said Town the following two propositions:

PROPOSITION NO. 1

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$712,500 Serial Bonds and \$37,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the construction of artificial swimming pools in and for the use of the Town Parks or playgrounds, each or said artificial swimming pools to be a Class "A" artificial swimming pool, as defined in Subdivision 61 (a) of Paragraph a of section 11.00 of said Local Finance Law, and determines that the maximum cost of said purpose, as estimated by the Town Board, is \$750,000 and determines that such cost shall be financed by the issuance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five years?

PROPOSITION NO. 2

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$213,500 Serial Bonds and \$11,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the acquisition, construction or reconstruction of or additions to bridges in the Town, whether or not including the acquisition of land or rights in land, and whether or not including retaining walls or approaches thereto, of stone, concrete or steel or of a combinations of two or more of these materials, and determines that the maximum cost of said purpose as estimated by the Town Board, is \$225,000 and determines that such cost shall be financed by the issuance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five years?

(2) Said special election shall be held at the following voting places in said Town, and the qualified voters of each election district shall vote at the voting place listed opposite the election districts as designated, to wit:

Item No. 11 Cont'd

<u>VOTING PLACES</u>	<u>ELECTION DISTRICTS</u>
No. 1 Cleveland Hill Fire Hall, corner Cleveland Drive and Merrymont Road	15, 14, 13, 21, 20, 19, 16
No. 2 Cleveland Hill High School Mapleview Road near Corey Court	17, 18, 28, 22, 27, 29, 30
No. 3 North Hill Elementary School Union Road near Farmingdale Road	12, 11, 23, 24, 10, 25, 9, 8
No. 4 Maryvale Senior High School 1050 Maryvale Drive	26, 38, 5, 39, 61, 62
No. 5 Pine Hill Fire Hall, corner Genesee Street and Normandy Avenue	32, 31, 33, 34, 35, 36
No. 6 Rescue Fire Hall, Pine Ridge Road near Walden Avenue	37, 40, 41, 42, 43, 44, 45
No. 7 Sloan Village Hall, Halstead Avenue bet. Reimann St. and Vanderbilt St.	51, 58, 46, 47, 48, 49, 50
No. 8 Town Hall, corner Broadway and Union Road	4, 3, 2, 1
No. 9 Election Booth, George Urban Boulevard near Transit Road	6, 7, 60, 59
No. 10 Doyle Fire Hall No. 1, corner William Street and Alaska Street	56, 55, 54, 52, 53, 57

The polls for said election shall open at the hour of 12 o'clock, (Eastern Daylight Saving Time) and shall close at the hour of 9 o'clock, P.M., (Eastern Daylight Saving Time). Voting machines shall be used for the recording of the vote on such propositions at said special election and a ballot label or ballot labels containing a copy of each proposition to be voted on shall be placed in each such machine at the place where such questions and propositions are placed on such voting machines in elections held pursuant to the Election Law of the State of New York.

(3) The Town Clerk is hereby authorized and directed to give notice of said special election in the manner provided by law by causing notice to be published not less than ten days prior to the date of said election in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and by causing said notice to be posted in five conspicuous places in said Town not less than ten days prior to the date of said election.

Seconded by Councilman Trojanoski 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 Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 27th day of June, 1963:

1-Town Hall Bulletin Board;

Item No. 11 Cont'd

- 2-U-Crest Fire Hall, Clover Place and Evergreen Street;
- 3-Doyle Fire Hall No. 1, William and Alaska Street;
- 4-Sloan Village Hall, Halstead Avenue, Sloan;
- 5-Election Booth, Geo. Urban Blvd. near Transit Road, Depew;
- 6-Cleveland Hill Fire Hall, Cleveland Drive & Merrymont Ave.;
- 7-Rescue Fire Hall, Pine Ridge Road;
- 8-Bellevue Fire Hall, Como Park Blvd.;
- 9-Pine Hill Fire Hall, Genesee Street at Normandy Avenue;
- 10-doyle Fire Hall No. 2, Willowlawn Parkway & Griswold St.;

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

STATE OF NEW YORK
COUNTY OF ERIE
THURSDAY, JULY 4, 1963



When we arrived Monday, we were greeted by a barrage of happy, smiling faces. Peggy, Patti and Jimmy M. were among the first to help us start the ball rolling, and roll it did ---baseball and kickball were some of the favorites of Randy G., Joey P., Henry P., Diane and Renee F. Not another home run, Tom S.! Even Ron K. and Larry G. were out there pitching, but what we'd really like to know is what Jeff S. does with three bats at one time. Plaque painting is the highlight of the day for Rob and Dale Z., Judy and Joey H., and even Mrs. C.! Mike S. can hardly wait to grab his little paint brush and join the busy throng. Barb H., Randy, and Mary R. are almost finished making their first gross of assorted comb and key cases. All of their relatives should be happy this week. Kenny S. has been the only one brave enough to make a beanie, and what a beanie it was. Dave M. and Eddie H. have been the regulars at the horseshoe pits. Every night we are visited by the Little Leagues who have quite a following. Penny, Joanne, Nancy & Elaine

NORTHSIDE

The playground opened Monday morning at 10 with the usual Oh, by the way, in case you S., Lee A., and Dale K. we have Tim R., Larry K., Dennis need of more players. Thus far

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STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks: first publication June 27, 1963; last publication July 3, 1963; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 5th

day of July 1963

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1965
Registered No. 5029

Man
for Erie C

re Hall, Clover Place and Evergreen Street;
Hall No. 1, William and Alaska Street;
age Hall, Halstead Avenue, Sloan;
ooth, Geo. Urban Blvd. near Transit Road, Depew;
Hill Fire Hall, Cleveland Drive & Merrymont Ave.;
e Hall, Pine Ridge Road;
ire Hall, Como Park Blvd.;
Fire Hall, Genesee Street at Normandy Avenue;
Hall No. 2, Willowlawn Parkway & Griswold St.;

ed is a copy of the Notice published in the
a News and the Cheektowaga Times:

Legal Notice

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 town election which shall be held in said Town on July 23, 1963, at the following voting places, and the qualified voters of each election district shall vote at the voting place listed opposite the election districts as designated, to wit:

Voting Places	Election Districts
No. 1 Cleveland Hill Fire Hall, corner Cleveland Dr. & Merrymont Rd.	15, 14, 13, 21, 20, 19, 16
No. 2 Cleveland Hill High School, Maplevue Rd. near Corey Court	17, 18, 28, 22, 27, 29, 30
No. 3 North Hill Elementary School, Union Rd. near Farmingdale Rd.	12, 11, 23, 24, 10, 25, 9, 8
No. 4 Maryvale Senior High School, 1050 Maryvale Drive	26, 38, 5, 39, 61, 62
No. 5 Pine Hill Fire Hall, corner Genesee St. and Normandy Ave.	32, 31, 33, 34, 35, 36
No. 6 Rescue Fire Hall, Pine Ridge Road near Walden Avenue	37, 40, 41, 42, 43, 44, 45
No. 7 Sloan Village Hall, Halstead Ave. bet. Reimann St. & Vanderbilt St.	51, 58, 46, 47, 48, 49, 50
No. 8 Town Hall, corner Broadway and Union Road	4, 3, 2, 1
No. 9 Election Booth, George Urban Boulevard near Transit Road	6, 7, 60, 59
No. 10 Doyle Fire Hall No. 1, corner William Street and Alaska Street	56, 55, 54, 52, 53, 57

There will be submitted to the qualified voters of said Town at said election the following propositions:

PROPOSITION NO. 1

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$712,500 Serial Bonds and \$37,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the construction of artificial swimming pools in and for the use of the Town parks or playgrounds, each of said artificial swimming pools to be a Class "A" artificial swimming pool, as defined in Subdivision 61 (a) of Paragraph a of Section 11.00 of said Local Finance Law, and determines that the maximum cost of said purpose, as estimated by the Town Board, is \$750,000 and determines that such cost shall be financed by the issuance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five year?

PROPOSITION No. 2

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$213,500 Serial Bonds and \$11,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the acquisition, construction or reconstruction of or additions to bridges in the Town, whether or not including the acquisition of land or rights in land, and whether or not including retaining walls or approaches thereto, of stone, concrete or steel or of a combination of two or more of these materials, and determines that the maximum cost of said purpose as estimated by the Town Board, is \$225,000 and determines that such cost shall be financed by the issuance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five years?

and that the polls at said election will be opened at the hour of 12 o'clock, Noon, Eastern Daylight Saving Time, and will be closed at the hour of 9 o'clock, P.M., Eastern Daylight Saving Time, and that the vote upon such propositions will be taken by voting machines in the manner provided by law.

No person is entitled to vote at said election unless he or she is an elector of said Town of Cheektowaga and is the owner of property assessed upon the last preceding Town assessment roll.

By order of the Town Board of the Town of Cheektowaga, County of Erie, State of New York.
Dated: June 17, 1963

KENNETH T. HANLEY
Town Clerk

(Pub: June 27; July 3)

Item No. 11 Cont'd

- 2-U-Crest Fire Hall, Clover Place and Evergreen Street;
- 3-Doyle Fire Hall No. 1, William and Alaska Street;
- 4-Sloan Village Hall, Halstead Avenue, Sloan;
- 5-Election Booth, Geo. Urban Blvd. ne
- 6-Cleveland Hill Fire Hall, Cleveland
- 7-Rescue Fire Hall, Pine Ridge Road;
- 8-Bellevue Fire Hall, Como Park Blv
- 9-Pine Hill Fire Hall, Genesee Stre
- 10-doyle Fire Hall No. 2, Willowlawn

Hereto attached is a copy of the Not
Depew Herald & Cheektowaga News and the Cheektow

All plans are proceeding well for the July 13th beer party to be held at Walden and Transit by Hose Co. #1. The only hitch in the plans has been the fact that several of the firemen have previously made reservations for a square dancing weekend in Canada. John Schuler is the Depew chairman for a very worthwhile fundraising event, August 8th has been designated Depew - Lancaster Day at the Buffalo ball park. A substantial profit on each ticket will go to the mortgage fund of the Depew - Lancaster Boys Club. Let's all get behind this very grand project. More details will follow. Well, we shipped up last week.

DEPT. NEWS

Within the first few days we had our tennis team organized which includes: Dale K., Dave S., Barb S., Dennis S., Tim R., Lee A., Larry K., and the supervisors Kathy and Chris. You may find us "slamming" the tennis ball every night between 7 and 8. In the afternoon, however, the kids engage in gravel arts, leather crafts, painting, lanyards and chess. Our youngest member, Ricky S., has successfully completed all the crafts. The gravel arts seem to be especially appealing to Ricky S., Kristi M., Larry K., Barb S., and Gerald. We are now in the process of organizing a softball team, but we are in need of more players. Thus far we have Tim R., Larry K., Dennis S., Lee A., and Dale K. Oh, by the way, in case you intend to visit us at Transit please look around the building. We moved. See you next week. Kathy, Chris & Lois

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 4th day of July, 1963, and the last insertion being on the day of 19 and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

JUL 8 1963

19

Kenneth T. Hanley

Notary Public in and for Erie County

Item No. 11 Cont'd

- 2-U-Crest Fire Hall, Clover Place and Evergreen Street;
- 3-Doyle Fire Hall No. 1, William and Alaska Street;
- 4-Sloan Village Hall, Halstead Avenue, Sloan;
- 5-Election Booth, Geo. Urban Blvd. near Transit Road, Depew;
- 6-Cleveland Hill Fire Hall, Cleveland Drive & Merrymont Ave.;
- 7-Rescue Fire Hall, Pine Ridge Road;
- 8-Bellevue Fire Hall, Como Park Blvd.;
- 9-Pine Hill Fire Hall, Genesee Street at Normandy Avenue;
- 10-Doyle Fire Hall No. 2, Willowlawn Parkway & Griswold St.;

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

STATE OF NEW YORK
COUNTY OF ERIE

**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 town election which shall be held in said Town on July 23, 1963, at the following voting places, and the qualified voters of each election district shall vote at the voting place listed opposite the election districts as designated, to wit:

VOTING PLACES

Voting Place No. 1 — Cleveland Hill Fire Hall, corner Cleveland Drive and Merrymont Road—Election Districts 15, 14, 23, 21, 20, 19, 18.

Voting Place No. 2 — Cleveland Hill High School, Mapleview Road near Corey Court—Election Districts 17, 18, 26, 22, 27, 28, 20.

Voting Place No. 3 — North Hill Elementary School, Union Road near Farmingdale Road—Election Districts 12, 11, 23, 24, 16, 25, 9, 8.

Voting Place No. 4 — Maryvale Senior High School, 1050 Maryvale Drive—Election Districts 29, 38, 5, 39, 61, 62.

Voting Place No. 5 — Pine Hill Fire Hall, corner Genesee Street and Normandy Avenue—Election Districts 32, 31, 33, 34, 35, 36.

Voting Place No. 6 — Rescue Fire Hall, Pine Ridge Road near Walden Avenue—Election Districts 37, 40, 41, 42, 43, 44, 45.

Voting Place No. 7 — Sloan Village Hall, Halstead Avenue bet. Reimann St. and Vanderbilt St.—Election Districts 51, 58, 46, 47, 48, 49, 50.

Voting Place No. 8 — Town Hall, corner Broadway and Union Road—Election Districts 4, 3, 2, 1.

Voting Place No. 9 — Election Booth, George Urban Boulevard near Transit Road — Election Districts 6, 7, 60, 59.

Voting Place No. 10 — Doyle Fire Hall No. 1, corner William Street and Alaska Street—Election Districts 56, 55, 54, 52, 53, 57.

There will be submitted to the qualified voters of said Town at said election the following propositions:

Proposition No. 1

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$712,500 Serial Bonds and \$37,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the construction of artificial swimming pools in and for the use of the Town parks or playgrounds, each of said artificial swimming pools to be a Class "A" artificial swimming pool, as defined in Subdivision 61 (a) of Paragraph a of Section 11.00 of said Local Finance Law, and determines that the maximum cost of said purpose, as estimated by the Town Board, is \$750,000 and determines that such cost shall be financed by the is-

55.:
suance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five years?

Proposition No. 2

SHALL the qualified electors of the Town of Cheektowaga, in the County of Erie, approve the Bond Resolution adopted by the Town Board of said Town on the 17th day of June, 1963, which resolution authorizes the issuance of \$213,500 Serial Bonds and \$11,500 Capital Notes of said Town, pursuant to the Local Finance Law of New York, to finance the acquisition, construction or reconstruction of or additions to bridges in the Town, whether or not including the acquisition of land or rights in land, and whether or not including retaining walls or approaches thereto, of stone, concrete or steel or of a combination of two or more of these materials, and determines that the maximum cost of said purpose as estimated by the Town Board, is \$225,000 and determines that such cost shall be financed by the issuance of such Serial Bonds and Capital Notes, and that the maturity of such obligations will be in excess of five years?

and that the polls at said election will be opened at the hour of 12 o'clock, M., Eastern Daylight Saving Time, and will be closed at the hour of 9 o'clock, P.M., Eastern Daylight Saving Time, and that the vote upon such propositions will be taken by voting machines in the manner provided by law.

No person is entitled to vote at said election unless he or she is an elector of said Town of Cheektowaga and is the owner of property assessed upon the last preceding Town assessment roll.

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

Dated: June 17, 1963

KENNETH T. HANLEY
Town Clerk

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

WHEREAS, emergency sewer repairs were required on Nos. 105 and 110 David Street in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,254.73 () and \$789.92 ()

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$1,254.73 and \$789.92 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 Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- 6
24

Item No. 13 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that at the request at the Town Highway Superintendent that Buffalo Avenue be changed to Vern Lane, so that said street will extend from William Street to Union Road, be granted. 13

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

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

WHEREAS, the Superintendent of Highways has requested that there be purchased highway equipment as set forth in the following Notice to Bidders as being necessary in connection with the operation of the Highway Department; NOW, THEREFORE,

BE IT RESOLVED, that the following Notice to Bidders be published by the Town Clerk in the DEPEW HERALD AND CHEEKTOWAGA NEWS on June 20, 1963:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on July 1, 1963, for the furnishing of one (1) Bulldozer, with trade-in of used Bulldozer.

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

KENNETH T. HANLEY
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE

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

BE IT RESOLVED, that the Town Historian, Mrs. Julia Boyer Reinstein, Victor Weiss and Ben Hoey be and they hereby are appointed a committee to plan the official activities of the Town of Cheektowaga to be undertaken in 1964, in celebration of the 125th anniversary of the establishment of the Town, and the committee is hereby requested to make a report to this Town Board of the proposed activities.

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

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

31
42

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

WHEREAS, the State Department of Civil Service advises that Jerome P. Iwanski, Cheektowaga, New York, has been found qualified for non-competitive promotion to the position of Sewage Treatment Plant Operator, without examination, and is eligible for permanent promotion to this position from his permanent position of Sewage Treatment Plant Operator Trainee,

BE IT RESOLVED, that he be and he hereby is permanently promoted to the position of Sewage Treatment Plant Operator and that a certified copy of this resolution be forwarded to the County of Erie, Department of Personnel, for the record.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1- 4

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

WHEREAS, the State Department of Civil Service advises that Albert Pijanowski, Cheektowaga, New York, has been found qualified for non-competitive promotion to the position of Sewage Treatment Plant Operator, without examination, and is eligible for permanent promotion to this position from his permanent position of Sewage Treatment Plant Operator Trainee,

BE IT RESOLVED, that he be and he hereby is permanently promoted to the position of Sewage Treatment Plant Operator and that a certified copy of this resolution be forwarded to the County of Erie, Department of Personnel, for the record,

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

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

AYES: -6-

NOES: -0-

ABSENT: -1- 4

31
24

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

RESOLVED, that Donna Marie Logan, Cheektowaga, New York, be appointed, provisionally, to the position of Accounting Machine Operator in the Office of the Receiver of Taxes, the starting salary to be \$3500.00 with a \$100.00 increment each six months until the maximum salary of \$3700.00 is reached. Said appointment to be effective 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 Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- ³¹38

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

That the New York State Gas and Electric Company be requested to install one 2500 lumen light on the existing pole in front of No. 68 Peoria Avenue.

Seconded by Councilman Trojanoski.

AYES: -6-

NOES: -0-

ABSENT: -1- ¹³27

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

RESOLVED, that the Erie County Water Authority be authorized and directed to install fire hydrants at the following locations in South Line Volunteer Fire Company, Inc.,:

Two on Louise Drive
Two on Rachelle drive

Seconded by Councilman Wroblewski.

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

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of Thomas Machinery Liquidating Company, Inc., to conduct a one day auction sale at the A. C. A. Machine & Tool Company, 3799 Harlem Road, on June 27, 1963, from 10:30 a.m. until approximately 3:00 p.m., be granted.

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

Item No. 22 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Central Council of Volunteer Firemen to hold its State Shows from July 22, 1963 to July 27, 1963, on Harlem Road across from the Thru Way Plaza, be granted.

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

Item No. 23 Moved by Councilman Kaczmarek, seconded by Councilman Wroblewski, that the sub division map of Park Lane sub-division part 14, prepared by Krehbiel and Krehbiel, Engineers, dated June 7, 1963, be approved and ordered filed in the Office of the Board of Assessors.

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

30
32
15

95

Item No. 24 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that the sub-division map of Hillview Sub Division Part #1, prepared by Niederpruem, Webber, Aber and Bogacki, Consulting Engineers and Land Surveyors, dated 4-30-63, be ordered approved, subject to the changing of the street names, and same to be filed in the Office of the Board of Assessors.

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

Item No. 25 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Chief of Police to install the following STOP signs, be granted:

On the north west corner and on the south east corner of Kaufman Avenue and David. Kaufman stop for David.

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

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

WHEREAS, the Chief of Police has requested that there be purchased six (6) new police cars, as set forth in the following NOTICE to BIDDERS as being necessary in connection with the operation of the Police Department, NOW, THEREFORE,

BE IT RESOLVED, that the following Notice to Bidders be published by the Town Clerk in the Depew Herald & Cheektowaga News on June 20, 1963:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on July 1st, 1963, at 2:30 p.m., E.D.S.T. at the Town Hall corner of Broadway & Union Road, for the furnishing of Police Cars.

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

Dated: June 17, 1963

Kenneth T. Hanley, Town Clerk

Seconded by Councilman Kornecki.

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

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

(Affidavit on next page)

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 July 1st, 1963, at 2:30 p.m., E.D.S.T., at the Town Hall corner of Broadway & Union Road for the furnishing of Police Cars.

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

Dated: June 17, 1963.

KENNETH T. HANLEY,
Town Clerk

j20

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 20th day of June, 1963, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

JUN 26 1963

, 19____

Kenneth T. Hanley

Notary Public in and for Erie County

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

WHEREAS, Starlite Builders, Inc., has requested the Town of Cheektowaga to release an easement of 6 inches on Kemp Street, and

WHEREAS, the Town Engineer has recommended the execution of said release, and

WHEREAS, the same has been approved as to form by the Town Attorney,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and he hereby is directed to execute the same.

Seconded by Councilman Wroblewski.

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Niagara Mohawk Power Corporation in 1957 made a commitment to continue 25 cycle service until the demand therefor decreased to 50,000 KW, and

WHEREAS, the demand is still substantially in excess of 100,000 KW, and

WHEREAS, the Niagara Frontier is one of high unemployment, which is being aggravated by a steady closing down of industrial plants, the latest of which is that of the Wickwire Spencer Steel Division of the Colorado Fuel & Iron Corp., and

WHEREAS, one of the reasons for curtailment of employment is increasing costs to the industries of doing business, and

WHEREAS, the termination of 25 cycle service would require the expenditure of substantial sums of money by present industrial users, with the likelihood of some of them discontinuing their operations and thereby further increasing unemployment and causing the local economic situation to further deteriorate; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby requests by this resolution, the Public Service Commission to direct the Niagara Mohawk Power Corporation to cancel the amendments to its tariffs providing for discontinuance of 25 cycle power, and require the said corporation to carry out its aforesaid commitment of 1957, thereby removing from the local economic situation the threat to industry which the discontinuance of such power represents, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Governor of the State of New York, Public Service Commission, Niagara Mohawk Power Corporation, the Industrial Power Consumers Conference, local legislative representatives and any other interested parties, and be it further

RESOLVED, that Kenneth W. Kitzinger, Town Attorney, be instructed to appear at future Public Service Commission hearings on the application of the Niagara Mohawk Power Corporation to discontinue 25 cycle service, to protect the interests of the Town of Cheektowaga.

This resolution shall take effect immediately.

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

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

10
33
36
42

33
2
1

77
Item No. 29 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the owner of certain vacant property on the west side of Mildred Avenue, Cheektowaga, New York, has offered to sell a certain portion thereof to the Town of Cheektowaga for \$1,000.00, being premises 80 x 139.14, in accordance with sketch and description attached hereto, and

WHEREAS, the Town Engineer has recommended the acquisition of said property for drainage purposes.

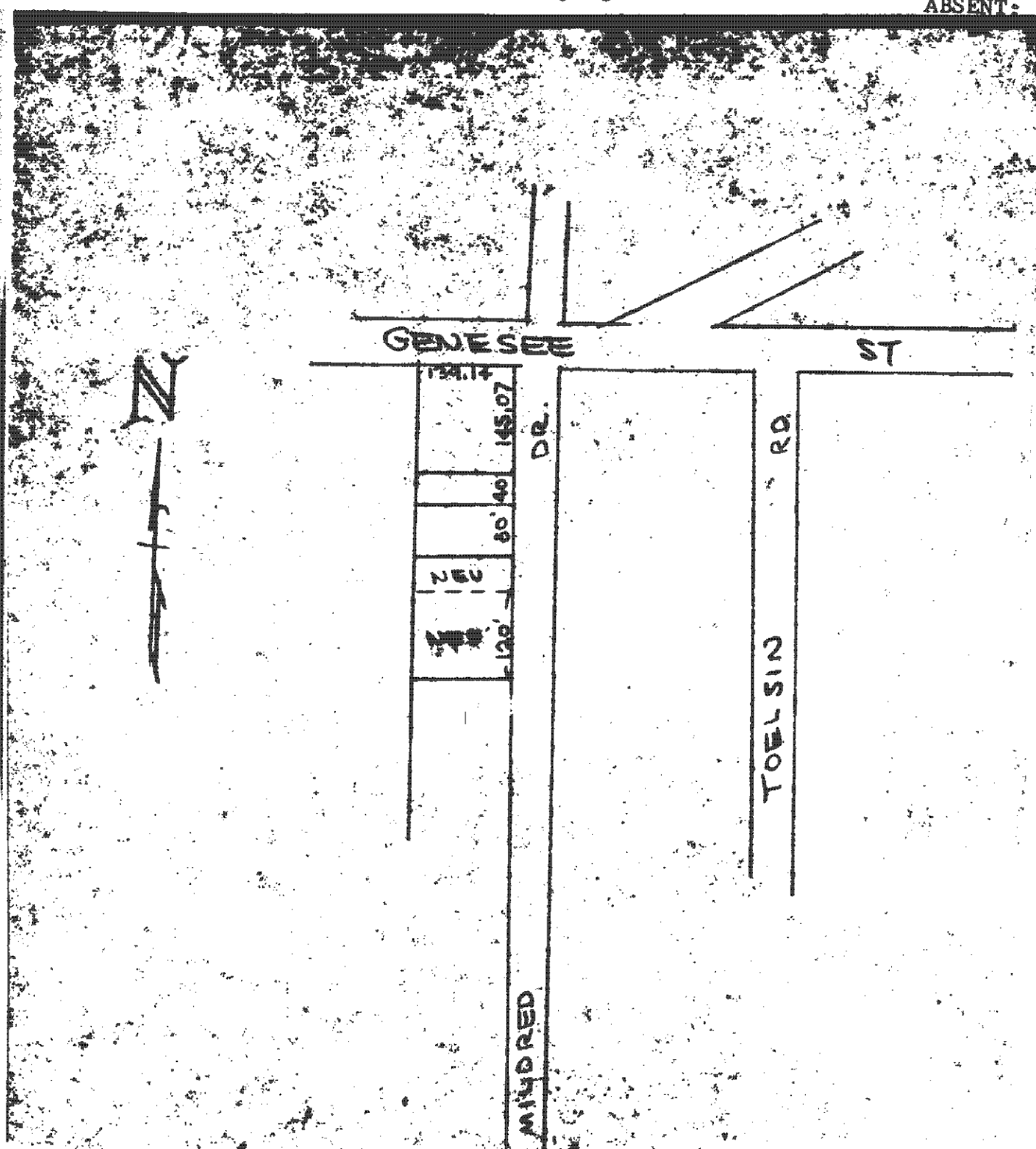
NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute a contract for the purchase of said real property, and to make payment therefor in the amount of \$1,000.00, plus adjustments and disbursements, upon approval of the documents by the Town Attorney.

Seconded by Councilman Wroblewski.

AYES: -6-

NOES: -0-

ABSENT: -1-
13
32
53



48

Item No. 30 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved and presented:

General Fund	Nos. 8090 to 8145	inclusive
	Nos. to	Inclusive
Highway Fund	Nos. 2509 to 2532	inclusive
	Nos. to	inclusive
Special Districts	Nos. 3227 to 3260	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 996 to 1007	inclusive
C & I	Nos. 500	
Tax	Nos.	
Health	Nos.	

AYES: -6-

NOES: -0-

ABSENT: -1-⁶

Item No. 31 Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated June 8, 1963 and June 17, 1963. ¹⁵
₃₅

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

Item No. 32 Mr. Walter Garver, representing the Cheektowaga Improvement Association was granted the floor and read a communication to the effect that the Association was against any rezoning for quarrying purposes.

Mr. Garver related to the Board that a small girl in the Bellevue area was hit in the eye by blasting operations.

Continuing Mr. Garner requested that the area be put in the zoning plan that has been proposed and that the C.I.A. would support this plan, that the area should be used for park area.

Mr. Garver related to the Board that the Pfohl dump is still being used as a dumping ground.

Ordered referred to the Town Attorney. ¹⁰
₃₀
₄₀

Item No. 33 Complaint presented by the Cleveland Hill Tax Payers Committee, Roy Powell, Chairman, requesting that the Board deny the application of Norman Castine to erect apartment houses at No. ^{claim-}
ing that the erection of same would constitute a Public Nuisance, Health menace and fire hazard. ¹⁰
₁₀

Item No. 34 Referred to the Chief of Police the complaint of Mr. Fred Sloan relating to noisy conditions existing at the Polka Town Park on Cayuga Creek Road. ¹⁰
₄₀

Item No. 35 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.