

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, January 17, 2017
6:30 P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT ZADZILKA

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: President Zadzilka
Alderman Braun, Schwandt, Pecoraro, Rizzo

Absent: None

Also Present: Mayor Arthur G. Pappas
City Attorney Luke Brown

AUDIENCE PARTICIPATION

Sonia Dusza 123 Miller Street – Said that she had a couple items on the agenda she would like to talk about. The appointment of Luke Brown as City Attorney, he has not been here that long and opposed his appointment. Said we have a democracy; we should allow the people the right to vote and this is wrong, we need to change this. Said in regards to items VII.1 and VII.2 from the City Accountant, the abstract of claims used to be on the table so the people could see what we are paying, I would like to see this happen. Said a couple of people said to her that there was a lawsuit for 3 million dollars and the City settled for \$250,000, is that part of agenda items VII.1 and VII.2?

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION JANUARY 10, 2017

MOVED by Alderman Zadzilka SECONDED by Alderman Rizzo
That the minutes of the special session held January 10, 2017 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

PROOF OF PUBLICATION PUBLISHED DECEMBER 15, 2016

1) Legal Notice – Bids for the Wastewater Treatment Plant Storm Mechanical Bar Screen Project– Supt. Water/Wastewater

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro
That the Common Council hereby receives and files the aforementioned Proof of Publication.
CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

III.1 Clerk-Treasurer

December 15, 2016

Honorable Mayor and Common Council
216 Payne Avenue, City Hall
North Tonawanda, NY 14120

Dear Honorable Mayor and Common Council,

Please be advised that I have received payment in full for back City, School and County taxes, per their tax agreement with the City, for the following parcel:

175.20-2-31 316 Stenzil Street Edna Brick

Therefore, please pass the necessary resolution withdrawing this parcel from the appropriate In Rem foreclosure proceeding.

Very truly yours,
Daniel R. Quinn
City Clerk-Treasurer

MOVED by Alderman Schwandt SECONDED by Alderman Braun
That the Common Council hereby withdraws parcel SBL# 175.20-2-31, 316 Stenzil Street from the appropriate In Rem foreclosure proceeding for payment in full of back City, School and County taxes, subject to review by the City Attorney.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

II.2 Clerk-Treasurer

January 4, 2017

Honorable Mayor & Common Council
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

RE: CHARTER/ CHAPTER C / DIVISION 2/SEC. 3.024 / VACANCIES IN OFFICE

Dear Honorable Body,

Section 3.024 Vacancies in Public Office:

Vacancies occurring in any elective office shall be filled by the Common Council at its next regular meeting where practicable, after creation of the vacancy. The person appointed to fill the vacancy shall hold office only until December 31 next succeeding the first annual election at which the vacancy can be filled after the vacancy occurred.

Per your Honorable Body's direction the name of Luke Brown who resides at 1111 Walck Road in the City of North Tonawanda has been placed on this evening's agenda for appointment by your Honorable Body to the position of City Attorney for the City of North Tonawanda effective January 17, 2017.

This appointment is the result of a vacancy in the Office of City Attorney effective as the result of City Attorney Katherine D. Alexander appointment of City Court Judge.

Sincerely,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro
That the Common Council hereby appoints Luke Brown of 1111 Walck Road, North
Tonawanda to the position of City Attorney effective January 17, 2017.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

III.3 Clerk-Treasurer

January 9, 2017

Honorable Arthur G. Pappas, Mayor
 And Common Council Members
 North Tonawanda, New York 14120

Re: Project No. 1512 (2015) Technology/Software Conversion, Implementation
Contract

Honorable Body:

As part of the fiscal year end December 31, 2015 Budget, the Common Council approved a Software Conversion Project to replace outdated financial management programs in both the Accounting Department and Treasurer's Office.

Based on the needs of both departments, options available for government software, and the amount approved for the project, the Accounting Department and Treasurer's Office have agreed that proceeding with Logics, LLC is the most effective and cost efficient option to the City.

Accordingly, our department respectfully recommends that the Common Council awards our implementation contract to Logics, LLC, 1001 Navaho Drive, Suite 204, Raleigh, NC 27609 in an amount not to exceed \$35,055.00, authorizing the Mayor to sign an agreement reviewed by the City Attorney on January 6, 2017.

Regards,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the Common Council hereby awards the city's implementation contract Project No.
1512 (2015) Technology/Software Conversion to Logics, LLC, 1001 Navaho Drive, Suite 204,
Raleigh, NC 27609 in an amount not to exceed \$35,055.00, and authorizes the Mayor to sign
said agreement, subject to review by the City Attorney.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

IV. Engineer

January 12, 2017

Arthur G. Pappas, Mayor and Common Council Members
 City Hall North Tonawanda
 216 Payne Avenue
 North Tonawanda, New York

Re: Project 2017-01, Meadow/Payne Intersection Signal Design and Intersection Improvements
Award of Traffic Engineering Agreement

Honorable Body:

01-17-2017

As you are aware, the Meadow Drive Extension was completed and put into service in 2014, followed by the intersection improvements and new signal system installed at the Meadow Drive and Nash Road Intersection in 2015. The final step in the city's planned 2018 improvements to the Meadow Drive corridor into our central business district is to correct the alignment and install a new fully actuated traffic signal system at the Meadow Drive and Payne Avenue Intersection. In order to accomplish this goal, survey, signalization and traffic engineering design, as well as right-of-way acquisition must first be accomplished.

Parsons Brinkerhoff, Inc., who successfully responded to the city's request for proposal, has performed well for the city on the Meadow Drive projects described previously and were instrumental in convincing the courts to allow the Meadow Drive Extension Project to eventually proceed to construction. For these reasons, I highly recommend that they be authorized to complete the city's Meadow Drive Improvements Program by awarding them the engineering agreement.

Accordingly, I respectfully request that the Common Council authorize the mayor to sign the enclosed agreement with Parsons Brinkerhoff, Inc., 50 Lakefront Blvd, Suite 111, Buffalo, NY 14202; for survey, mapping, and signalization and traffic engineering services for the Meadow and Payne Intersection Improvements; in an amount not to exceed \$39,800; subject to review by the City Attorney.

Very truly yours,
Dale W. Marshall, P.E.
City Engineer

MOVED by Alderman Rizzo

SECONDED by Alderman Pecoraro

That the Common Council hereby awards the Traffic Engineering Agreement to Parsons Brinkerhoff, Inc., 50 Lakefront Blvd, Suite 111, Buffalo, NY 14202; for survey, mapping, and signalization and traffic engineering services for the Meadow and Payne Intersection Improvements; in an amount not to exceed \$39,800; and authorizes the Mayor to sign said agreement, subject to review by the City Attorney.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka

(5)

Nays: None

(0)

CARRIED.

VII.1 Accountant

January 12, 2017

Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Article V, Division 1, Section 5.002 and 5.003 of the City Charter, an Abstract Sheet, comprised of a Warrant of Claims, has been submitted by this office for your review and approval.

Accordingly, please authorize for payment the current Warrant of Claims for Common Council audit, dated January 17, 2017, further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Pecoraro

SECONDED by Alderman Zadzilka

That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated January 17, 2017 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$565,379.52
02	Water Fund	12,940.79
04	Sewer Fund	17,018.02
06	Capital Project Fund	<u>7,229.90</u>
00	Final Total	\$ <u>602,568.23</u>

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)
 Nays: None (0)
 CARRIED.

VII.2 Accountant

December 27, 2016

Honorable Arthur G. Pappas, Mayor
 And Common Council
 216 Payne Avenue – City Hall
 North Tonawanda, New York 14120

Dear Honorable Body:

In order to properly culminate the financial activities of the municipality for the fiscal year ending December 31, 2016, I recommend that the Common Council authorize the City Accountant to close any completed Capital Fund projects and make any necessary budgetary transfers, adjustments, subsidies or amendments for sanctioned expenditures, accrued liabilities, accounts payable and encumbrances.

Approval of this recommendation will insure that no appropriation accounts or operating funds are over-obligated at year-end, providing a favorable financial and management representation for the auditors, State Comptroller, investment analysts and bankers.

This action would be in compliance with the State of New York Uniform System of Accounts for Cities and Generally Accepted Accounting Principles (GAAP).

These actions will be reflected in the municipality's year-end appropriation ledgers, the audited 2016 Financial Statements and in our Annual Financial Update Document, which is sent to the New York State Comptroller's Office.

If I can be of any further assistance, please do not hesitate to contact me at your convenience.

Very truly yours,
 Mark W. Dotterweich
 City Accountant

MOVED by Alderman Schwandt SECONDED by Alderman Braun
 That the Common Council hereby authorizes the City Accountant to close any completed Capital Fund projects and make any necessary budgetary transfers, adjustments, subsidies or amendments for sanctioned expenditures, accrued liabilities, accounts payable and encumbrances, for fiscal year ending December 31, 2016.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)
 Nays: None (0)
 CARRIED.

VII.3 Accountant

January 12, 2017

Honorable Arthur G. Pappas, Mayor
 And Common Council
 City Hall
 North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Article V, Division 2, Section 5.023 and Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following transfers of fiscal year 2017 appropriations, based on the request of the Department Head, copy attached:

01-17-2017

<u>Control Number</u>	<u>Dollar Amount</u>	<u>From: Appropriation Account</u>	<u>Into: Appropriation Account</u>
1	16,000.00	1-1990.410 Contingent Account	1-3120.231 Police Vehicles

Very truly yours,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Pecoraro SECONDED by Alderman Braun
That the Common Council hereby authorizes the City Accountant to make the following Budgetary Transfer of fiscal year 2017 appropriations, based on the request of the Department Head:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>From: Appropriation Account</u>	<u>Into: Appropriation Account</u>
1	16,000.00	1-1990.410 Contingent Account	1-3120.231 Police Vehicles

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)
Nays: None (0)
CARRIED.

VII.4 Accountant

January 12, 2017

Honorable Arthur G. Pappas, Mayor
And Common Council
City Hall
North Tonawanda, NY 14120

Dear Honorable Body:

Please be advised that effective December 31, 2016, the New York State minimum wage has increased to \$9.70 per hour. As a result, the City has to adjust the seasonal wage schedule to reflect the new minimum wage. I have contacted the Recreation Director and we have compiled the attached wage schedule.

Please review and approve the 2017 seasonal part time wage schedule as presented.

Thank you for your consideration.

Respectfully submitted,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Schwandt SECONDED by Alderman Zadzilka
That the Common Council hereby approves the wage increase to \$9.70 per hour, for Part Time and Seasonal Part Time employees, effective January 1, 2017
Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)
Nays: None (0)
CARRIED.

X.1 Police Chief

December 9, 2016

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Honorable Body,

Bids for Police Vehicles were received and publicly opened in the Common Council Chambers on December 7, 2016, by Daniel R. Quinn, City Clerk-Treasurer.

The following bids were received in response to NTPD 01-2017 bid specs for Police Pursuit Vehicles (Ford Explorer).

DeLacy Ford 3061 Transit Road, Elma, NY.

West Herr Hamburg (Rejected did not meet criteria set forth in the original bid package).

There is a trade in allowance on older police vehicles we are now using.

After review of the bids, DeLacy Ford met all the requirements and provided the best price and request the bid for Police Pursuit Vehicles (Ford Explorer) be awarded to them.

William R. Hall
Chief of Police

MOVED by Alderman Rizzo SECONDED by Alderman Pecoraro
That the Common Council hereby awards the bid for Police Pursuit Vehicles to DeLacy Ford, 3061 Transit Road, Elma, NY, subject to further review by the City Attorney.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

X.2 Police Chief

December 20, 2016

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Honorable Body,

On the 3rd of January 2017, I am appointing Jeffrey D. Swick to Police Officer. Jeffrey is a lateral transfer from the Lewiston Police Department.

His appointment will bring us to full strength manpower wise.

Thank you for your time and consideration in this matter.

Respectfully yours,
William R. Hall
Chief of Police

MOVED by Alderman Rizzo SECONDED by Alderman Braun
That the Common Council hereby approves the appointment of Jeffrey D. Swick to Police Officer for the North Tonawanda Police Department, effective January 3, 2017.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

January 5, 2017

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Honorable Common Council:

Attached is a Memorandum of Understanding for the Niagara County Drug Task Force.

It is the same agreement as in previous years but we have to do it each year. I am asking permission to sign it.

Respectfully yours,
William R. Hall
Chief of Police

MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the Common Council hereby approves the new Memorandum of Understanding for the Niagara County Drug Task Force subject to review by the City Attorney.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

XVII. Traffic Safety Committee

December 22, 2016

Daniel R. Quinn
City Clerk-Treasurer
216 Payne Ave.
North Tonawanda, NY 14120

Traffic Safety Minutes:

The December 2016 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1900 hours. Roll call showed the following members present: R. Frank, A. Vater, M. Lemke, E. Smolinski, M. Daigler, and A. DiBernardo. The minutes from the previous meeting were read and accepted, the following new requests were discussed, and the following recommendations made.

1. The Committee discussed at request to place "30 minute parking" signs in front of Louis Texas Hots on Webster Street. The Committee is not sure this is a good idea, and will most likely start a trend with additional business's in the Downtown area making the same request. Member Smolinski will research and report at the January meeting.
2. Member Smolinski requested "No Parking" signs be placed on the East side of Oliver Street, from Sweeney Street to the first driveway. This will make navigation of the curve safer.
3. Member Lemke recommends removal of the stop sign located at the intersection of Fairmont and Farnsworth. All members present are in agreement and recommend removing the sign.
4. Member Frank recommends removal of 30 minute parking signs on Schenck Street where the Payne Avenue sign shop was. All members present agree and recommend removing the signs.
5. Member Daigler received a request to place "No Parking" signs on Euclid near Plastics Drive. This is a safety issue in recent years with parking during winter months restricting access for City snowplows, garbage trucks, and fire trucks. Member Sikora had a conversation with management of the bus depot in the

area and was informed employees are aware of the problem and continue to park in the area. This is an emergency situation and was discussed with the Mayor. The signs will be placed.

6. A request for handicapped sidewalks in the area of East Goundry and Briarwood was discussed. The Committee does not see a need for the request.
7. Terrace Parking applications were discussed and the following recommendations made: 730 Oliver Street – approved, 784 Oliver Street – Tabled, 655 Oliver Street – approved, 207 Robinson Street – denied, 596 Oliver Street – approved, 351 Daniel Drive – denied, 661 Oliver Street – approved, 50 Second Avenue – approved, 404 Oliver Street – approved, 110 Robinson Street – Tabled, and 650 Treichler Street – approved unless property is sold in the future.

Meeting adjourned at 2015 hours.

Travel Safely,
Joseph D. Sikora
Chairman

MOVED by Alderman Zadzilka SECONDED by Alderman Schwandt
That the Common Council hereby receives and files the aforementioned Traffic Safety recommendations: and Tables #3 – for further information.
Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)
Nays: None (0)
CARRIED.

XXV. Monthly Reports

.1 Clerk-Treasurer .2 Senior Citizen Center .3 Youth, Recreation & Parks

MOVED by Alderman Rizzo SECONDED by Alderman Schwandt
That the Common Council hereby, approves the aforementioned Monthly Reports.
CARRIED.

XXVI. Semi-Annual Vacation & Sick Leave Reports

.1 Clerk-Treasurer .2 Building Inspector

MOVED by Alderman Schwandt SECONDED by Alderman Zadzilka
That the Common Council hereby, approves the aforementioned Semi-Annual Vacation & Sick Leave Reports.
CARRIED.

XXVII. Annual Reports

.1 Building Inspector

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
That the Common Council hereby, approves the aforementioned Annual Reports.
CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Jack Michel

December 23, 2017

Peter Drossos
 Administrative Assistant to the Mayor
 Town Hall
 Payne Avenue
 North Tonawanda, New York

Dear Peter,

The fifth "Come Fly a Kite to Help Homeless Veterans" event is in the planning stages with an expected date to be on Saturday June 3, 2017

We would like to again request the soccer field at Gratwick Waterfront Park for this date.

We will need all the area south of the shelter for our fundraiser.

We appreciate the fee waiver in the years past and hope this will be granted again this year.

We would like to ask that trash cans be distributed throughout the area of the event to help keep litter to a minimum.

We will also need the storage building to be open so we can plug in extension cords for electric service.

We would like to have a snow fence put up along River Road as a safety measure. In past years, we have not seen too many people that far out in the field but with children you just never know.

In previous years there were a number of soccer nets on the field. We were able to move them off to the side OK. We don't have a great deal of time to set up all the things we need for the event and moving the nets is a cumbersome lengthy process. The guys did a great job last year clearing them and it was appreciated greatly. Do what you can.

Again, the committee for this important fundraising event wants to thank you and the City of North Tonawanda for your continued support.

Sincerely,
 Jack Michel

MOVED by Alderman Pecoraro

SECONDED by Alderman Zadzilka

That the Common Council hereby grants permission to Jack Michel to hold his annual "Come Fly a Kite to Help Homeless Veterans" event Saturday June 3, 2017 at Gratwick Park from 8AM – 5PM with the event hours of 12PM – 4PM, all park fees waived and directs the DPW and the Department of Parks, Recreation and Youth to assist in the accommodations that are needed for said event.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka

(5)

Nays: None

(0)

CARRIED.

B.

Thomas Johnston

September 8, 2016

Mayor Arthur G. Pappas
 City Hall
 216 Payne Avenue
 North Tonawanda, NY 14120

Dear Mayor Pappas:

I am writing to request permission to conduct The Ride For Roswell within the City of North Tonawanda on Saturday June 24, 2017. We anticipate 10-12 routes starting at UB Amherst and at Roswell Park Cancer Institute, all ending at UB Amherst. We would like to plan one in the City of North Tonawanda – The Canada Route from Niagara Falls to the City of Tonawanda, riding to UB Amherst via River Road and the Seymour Street Bridge.

The City of North Tonawanda is an integral part of The Ride For Roswell, and we appreciate the critical cooperation and support from city government that keeps The Ride safe and successful. I look forward to working with you and your team to make the 22nd Ride For Roswell the best yet.

Sincerely,
Thomas Johnston
Operations Manager

MOVED by Alderman Rizzo SECONDED by Alderman Pecoraro
That the Common Council hereby approves the Ride for Roswell going through the City of North Tonawanda on Saturday June 24, 2017 and directs the North Tonawanda Police and Fire Police to provide assistance at critical traffic intersections on River Road, and along a protected bike lane on the Seymour Street Bridge to the hand off to City of Tonawanda Police at Niagara Street.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka

(5)

Nays: None

(0)

CARRIED.

C.

Sue Evarts

October 26, 2016

North Tonawanda Common Council
President Philip "Russ" Rizzo
216 Payne Avenue
North Tonawanda, NY 14120

Dear Mr. Rizzo:

I am writing to you to request permission for North Tonawanda School District's fifth annual 5K and 1 mile family fun run to be held on Saturday, May 6, 2017 at 9 AM. We intend for the races to begin and end at North Tonawanda Middle School. I have attached a proposed race route, which runs through Wurlitzer Park. Our course was certified a few years ago and has been the same every year.

I have been in contact with Captain Roger Zgolak, who is in support of our presented route and schedule. I would like to request police escort and presence at critical intersections, as well as DPW assistance in providing barricades along the route.

We are very excited to offer this event for our community at a very low cost for adults, and hopefully free for children, as we are promoting good overall community health. Our hope is to continue this as a yearly event.

Thank you for your consideration of this request. If you need further information, please contact me at 807-3715.

Sincerely,
Sue Evarts
School Counselor

MOVED by Alderman Zadzilka SECONDED by Alderman Schwandt
That the Common Council hereby grants permission to NT School District to hold their annual 5K and 1 mile family fun run Saturday May 6, 2017, also directs the Police Department to assist with intersections on the enclosed route and DPW to assist in providing barricades along the route.

01-17-2017

Since this is a Gateway sponsored event there is adequate insurance. Thank you for your consideration.

Very truly yours,
Hon. Mark E. Saltarelli
Chairman

MOVED by Alderman Zadzilka **SECONDED** by Alderman Pecoraro
That the Common Council hereby grants permission to Gateway Harbor of the Tonawandas, Inc. to hold its third annual Green Beer Sunday on Sunday March 5, 2017, and directs the DPW to provide barricades to close off the Webster Street Bridge from 12PM – 12:30PM for a short parade.

Ayes: Alderman Braun, Pecoraro, Rizzo, Zadzilka (4)

Nays: None (0)

Abstained: Schwandt (1)

CARRIED.

F.
Maura Kelley

January 3, 2017

Mayor Arthur G. Pappas
and Common Council
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Friends of North Tonawanda:

On behalf of Mental Health Peer Connection (MHPC), we are writing to revise the request to use Gratwick Park for our upcoming Kite Flying Event on September 16, 2017. The event will begin at 11 AM on the 16th of September, and conclude at 3 PM. We anticipate a group of about 100+ families to come and support Mental Health Peer Connection by flying their kites, and purchasing hot dogs and hamburgers that will be grilled by our volunteers. In order to hold this function at Gratwick Park, we are more than willing to pay the \$300 that is needed to ensure jus the space.

Thank you for your time and consideration, and I look forward to hearing from your council soon. Please let me know if you need any more information or documentation from me in order to make your decision easier.

Sincerely,
Maura Kelley, CPRP
Director

MOVED by Alderman Braun **SECONDED** by Alderman Zadzilka
That the Common Council hereby grants permission to Mental Health Peer Connection (MHPC), the use of Gratwick Park for their upcoming Kite Flying Event on September 16, 2017, from 11AM to 3PM.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

LATE COMMUNICATION

MOVED by Alderman Pecoraro **SECONDED** by Alderman Zadzilka
To bring the following communication to the floor.

Ayes: Alderman Braun, Schwandt, Pecoraro, Rizzo, Zadzilka (5)

Nays: None (0)

CARRIED.

#1

Catherine Schwandt

January 12, 2017

Honorable Mayor Arthur G. Pappas
 And Common Council
 216 Payne Avenue, City Hall
 North Tonawanda, NY 14120

Dear Mayor and Common Council:

I Catherine Schwandt of 224 DiMatteo Drive, North Tonawanda wish to inform the Council of my resignation of Alderman-at-Large. The effective date for this resignation will be February 1, 2017. I would also like to thank the residents of North Tonawanda for their continued support over the years.

Sincerely,
 Catherine Schwandt
 Alderman-at-Large

MOVED by Alderman Zadzilka SECONDED by Alderman Rizzo
 That the Common Council receives and files the aforementioned resignation of Catherine Schwandt as Alderman-at-Large effective February 1, 2017.

Ayes: Alderman Braun, Pecoraro, Rizzo, Zadzilka (4)
 Nays: None (0)
 Abstained: Schwandt (1)
 CARRIED.

AUDIENCE PARTICIPATION

Brian Monahan 2778 Youngstown-Lockport Road, Ransomville – Said he received the new contract for the City Market and he had a couple of questions. The question is will the regular auto policy meet the requirements for the insurance needed, because his commercial policy does not go into effect until May. Also asked does it have to be notarized.

Monica Daigler 2432 Kingfisher Lane, Town of Wheatfield – Said she is against using Bio-Solids as a fertilizer. Said only two items are tested for by the EPA, and she doesn't want to make a farm a land fill.

Shirl Bucolo PO Box 308, Gasport – Asked why they have to carry this additional insurance, they are already paying rent, why do we need to do more. Also wanted to complain about the people selling non fruits and vegetables. Stated she has been a vendor at the market for 30 years and she doesn't like some of the things going on at this market. She also feels that the city would not be able to bring an emergency vehicle into the market if someone needs help.

Julie Otto 3720 Mapleton Road, Sanborn – Said that she is also against the use of Bio-Solids as a fertilizer. She appreciates that the City wants to be fiscally responsible by not putting Bio-Solids into a landfill, but there are other ways to dispose of Bio-Solids than using it as fertilizers.

Katherine Brown 3485 Westlake Road, Wilson – Said that she is against Bio-Solids as fertilizer, the EPA only checks for Salmonella and E.Coli.

Diane Czajkowski 1230 East Robinson Street – Said she is here on behalf of Glory Be To Kids Incorporated a 501 C3 local charity that raises money for kids. Said they started in 1981 and have had 36 years of sports tournaments raising money for kids, and would like to donate \$500 to the North Tonawanda Recreation Department to be used for girl's softball.

Michael Olmstead 6758 Minic Road, Town of Lockport – Said they have convinced the town of Lockport to hold a moratorium on the use of Bio-Solids as fertilizer.

Pete Richard 3642 Checkered Tavern Road, Lockport – Said he is one of the farmers on the waiting list and he had asked if he could get a permanent stall. Said he was told he was put on a list but no one could tell him at what point he is on the list. Said he would like to know where he stands on the list, because he needs to make plans. Said he would not have known of the changes without seeing a letter that was sent to another farmer. Asked if he would have been turned away if he came to the market without his insurance, I need to know where I stand.

Bill Davignon 154 Jefferson Avenue – Said that he just wanted to reassure the people that this was just the first time that the City has talked to the people for the Bio-Solids. Said a lot of vetting has to be done and wanted to assure people that his door is open and he will answer any questions about our process.

Sonia Dusza 123 Miller Street – Said, I like to hear all of this input. Said when she was at UB, a famous Scientist who had written several books on environmental science, wrote that the Federal Government considers “you” worth \$.65. I never forgot that. Said that I wish this meeting was taped so the people could have seen and heard all of these comments. Said the City Market has gone down these last two years. We have a flea market not a farmers market, let’s bring the farmers market up again, the market is a jewel. Said Mr. Brown, last year in 2016 was there a lawsuit for 3 million dollars that was settled for \$250,000? I can ask all the Alderman, did this lawsuit happen. This should be on the agenda.

ADJOURNMENT

MOVED by Alderman Pecoraro SECONDED by Alderman Braun
That this regular session of the Common Council be and hereby is adjourned.
CARRIED

Time of Adjournment: 7:53P.M.

Respectfully submitted,



Daniel R. Quinn
City Clerk-Treasurer