

**THE HONORABLE BODY  
Council Chambers  
Municipal Building  
North Tonawanda, New York 14120  
Tuesday, January 16, 2018  
6:35 P.M.**

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**REGULAR SESSION CALLED TO ORDER BY PRESIDENT ZADZILKA**

**PLEDGE OF ALLEGIANCE**

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**ROLL CALL**

**Present: President Zadzilka  
Alderman Braun, Berube, Pecoraro, Tylec**

**Absent: None**

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

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**AUDIENCE PARTICIPATION -**

**Sonia Dusza 123 Miller Street – I am glad to read that Bill is keeping up with the repairs at the Water/Wastewater plants. I also think it is a good idea that department heads are keeping up on training.**

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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION JANUARY 3, 2018**

**MOVED by Alderman Zadzilka                      SECONDED by Alderman Pecoraro  
That the minutes of the regular session meeting held January 3, 2018 be approved as  
circulated and filed in the Office of the City Clerk.  
CARRIED.**

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## **COMMUNICATIONS FROM CITY OFFICIALS**

**V1. Supt. Water/Wastewater**

**January 9, 2018**

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

**Mayor Pappas & Common Council Members:**

**As per sec. 14.2 of the OPEIU Union Contract: “Professional Improvement Program”, I am requesting your approval to attend the annual 2018 New York Water Environment Association (“NYWEA”) conference in New York City from Feb. 3, 2018 – Feb. 8, 2018. I have attached the cost of the conference, hotel and train travel (total cost = \$2,041).**

**Also attached is the NYWEA conference information and itinerary for your review. I plan on attending the classes highlighted in yellow. We have the necessary funds to cover this expense in our Water Administration budget line.**

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I was allowed to attend this conference last year and it was a good opportunity for me to improve my water & wastewater knowledge and network with other Professionals in my field. I would appreciate the opportunity to attend again this year.

Please let me know if you approve of my attendance to the NYWEA 2018 Annual Conference. Feel free to contact me if you have any questions or would like to discuss this in more detail.

Thank you for your time and consideration of my request.

Sincerely,  
William M. Davignon  
Superintendent Water/Wastewater

**MOVED** by Alderman Tylec                      **SECONDED** by Alderman Braun  
That the Common Council hereby grants permission to William Davignon to attend the annual 2018 New York Water Environment Association (“NYWEA”) conference in New York City from Feb. 3, 2018 – Feb. 8, 2018, and approves funds to cover the expense to come from the Water Administration budget.

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

**CARRIED.**

**V.2 Supt. Water/Wastewater**

January 4, 2018

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

**Mayor Pappas & Common Council Members:**

In the summer of 2017 Water Treatment Plant Chief Operator Dave Conti, City Engineer Dale Marshall, Assistant City Engineer Chelsea Spahr and I inspected a very large crack in the wall of the Water Filtration Plant’s Sand Filter building and leaking pipe in the basement of the same building.

In October of 2017, we had three Engineering Firms, give us price quotes on the evaluation & cost of their services for these structural repairs. The price quotes are as follows:

- 1. Wendel Engineering            \$14,250
- 2. Nussbaumer & Clarke        \$ 8,900
- 3. GPI Engineering                \$46,676

After thorough review of the proposals and speaking with each Engineering Firm, we would like to recommend the attached proposal from Wendel Engineering at a cost of \$14,250. We found that the level of services as compared to the cost will give the City “the biggest bag for our buck” for this project.

Therefore, I respectfully request that City Council give Mayor Pappas their approval to sign the attached professional services agreement at the January 16, 2018 Common Council Meeting.

Thank you for your time and consideration of my request.

Sincerely,  
William M Davignon  
Superintendent Water/Wastewater



system (3) The proposing firms qualifications and experience, the staffs qualifications and resources available to meet the City's needs; and (4) cost/proposed fee structure. Four proposals were received by the City. Each proposal was ranked by a committee comprised of four (4) City Officials/Employees. Based on the criteria defined above, and interviews conducted with the top four firms, the four proposals received were ranked as follows:

<u>Consulting Firm</u>	<u>Cost</u>
1 – Usitek*	Estimated Year 1 Cost = \$165,750, Year 2 = \$153,000
2 – MVP Consulting	Estimated Year 1 Cost = \$90,000, Year 2 = \$84,000
3 – Synchronet	Estimated Year 1 Cost = \$87,800, Year 2 = \$82,800
4 – Network Services	Block pricing provided; annual cost not estimable

\*eliminated from consideration due to the presentation of an estimated cost that is outside the City's budget

Based on our evaluation of the rating criteria and the annual cost to the City, it is our recommendation that MVP, be awarded a one-year contract with the City of North Tonawanda at an estimated cost of \$90,000 annually. Contract will be awarded upon the completion of a background investigation and the review and approval of the City Attorney. Whereas, such resolution will result in the need for a budget transfer of \$40,000 from Account 1.3120.410, Police Administration, \$5,000 from 1.1670.410 Central Data Processing, and \$15,000 from Central Communications System, into Account 1.1315.441, Contractual IT, to consolidate these services amongst departments.

Regards

Amanda Reimer  
City Accountant

MOVED by Alderman Zadzilka                      SECONDED by Alderman Pecoraro  
That the Common Council hereby awards a one-year contract for Contractual Information Technology Services to MVP Consulting at their estimated cost of \$90,000 annually, subject to review by the City Attorney.

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka                      (5)  
Nays: None                      (0)  
**CARRIED.**

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### VII.3 Accountant

January 8, 2018

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 2018 appropriations, based on the request of the Department Head, copy attached:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>From: Appropriation Account</u>	<u>Into: Appropriation Account</u>
1	10,000.00	1.3120.420 Repair and Maintenance	1.3120.231 Police Vehicles
2*	40,000.00	1.3120.410 Administration	1.1315.441 Contractual_IT
	5,000.00	1.1670.410 Central Data Processing	1.1315.441 Contractual_IT
	15,000.00	1.1650.410 Central Communications	1.1315.441 Contractual_IT

\*Contingent on approval of award to MVP Consulting for Contractual Information Technology Services dated January 8, 2018.

Regards,

Amanda Reimer  
City Accountant

**MOVED** by Alderman Pecoraro                      **SECONDED** by Alderman Berube  
That the Common Council hereby authorizes the City Accountant to make the following Budgetary Transfers of fiscal year 2018 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	10,000.00	1.3120.420 Repair and Maintenance	1.3120.231 Police Vehicles
2*	40,000.00	1.3120.410 Administration	1.1315.441 Contractual_IT
	5,000.00	1.1670.410 Central Data Processing	1.1315.441 Contractual_IT
	15,000.00	1.1650.410 Central Communications	1.1315.441 Contractual_IT

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka (5)  
Nays: None (0)  
**CARRIED.**

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**XXV. Monthly Reports**

.1 Clerk-Treasurer              .2 Senior Citizen Center              .3 Police Department

**MOVED** by Alderman Pecoraro                      **SECONDED** by Alderman Zadzilka  
That the Common Council hereby, approves the aforementioned Monthly Reports.  
**CARRIED.**

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**XXVI. Semi-Annual Vacation & Sick Leave Reports**

.1 Building Inspector’s Office

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

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**XXVII. Annual Reports**

.1 Clerk-Treasurer              .2 Building Inspector’s Office  
  
.3 Senior Citizen Center      .4 Police Department

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

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## COMMUNICATIONS FROM OTHERS

A.

**Pist’N Broke Cruisers Car Club**

**January 2, 2018**

**Mayor Arthur Pappas  
and Common Council  
216 Payne Avenue  
North Tonawanda, NY 14120**

**On behalf of Pist’N Broke Cruisers Car Club, we would like to thank you for allowing us to have a very successful 2017 Webster Street Classic Car Cruise. The 2017 Cruise was made possible with open discussions, meetings and concessions by all parties involved. Our continual success began with your support and continued with support from the Police Department and the Department of Public Works. Moreover, it was the backing of our Cruise sponsors, along with the Webster Street merchants and those in attendance, which made our Monday Night Webster Street Classic Car Cruise, a place to be for car enthusiasts and all who visited Historic Downtown.**

**Our enemy for the 2017 Cruise was the weather. We found ourselves losing about a third of our Monday Nights to rain. However, Cruisers are persistent, and when the sun stayed out and the clouds rolled away the Cruisers rolled in. But we also found ourselves placed in a position many, many times of having to turn away cruisers, as we literally ran out of room. This demonstrates to us, we are growing and moreover, our Cruise is gaining popularity.**

**For 2018, we are requesting your sustained support and approval to host the 2018 Webster Street Classic Car Cruise every Monday night from 6PM – 9PM, May 28 through September 3, 2018 (with the exception of Canal Fest Week). We are requesting to expand our Webster Street Cruise footprint to include: the use of Webster Street from Tremont Street north to Main Street and Goundry Street from Webster to Manhattan and Webster to Main Street. As in the past, we would seek the assistance of the Police Department to post signage “No Parking” from 5PM – 9PM, along this route. We will need the continued support of the Department of Public Works to provide enough barricades to block vehicle entry points to Webster Street. We will coordinate with the Police Department to effectively divert traffic and provide directions to other non-participating drivers as they enter these areas.**

**For 2017, we were able to make donations to the North Tonawanda High School DECA and Academy of Business and Finance Clubs. Participating students from both of these organizations assisted on scheduled different Monday Nights. Pist’N Broke Cruisers overseen the Cruise, while the students helped at the entrance gate and handed out driver’s tickets. Proceeds from the 50/50 for these nights were given to the club which assisted that night.**

**You must know the ultimate success of this event comes from the support of many of our local businesses, the Webster Street Merchants and others, who participated by donating weekly door prizes and purchasing ads. We are the only local Cruise in which every participating driver who enters the cruise receives a driver’s ticket and a chance to win weekly door prizes provided by our sponsors and the Pist’N Broke Cruisers Car Club.**

**This highly successful and much spoke about event, cannot continue without your support. We and the multitude of car enthusiasts, local businesses and mostly the hundreds of visitors that came to the Historic Webster Street, wish to thank you for your support of the Webster Street Classis Car Cruise.**

**In anticipation of your approval, we will coordinate with City Attorney to sign necessary agreements and provide the required insurance. We will organize efforts with the Police**

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and Public Works Departments to effectively divert traffic from Webster Street and to set up and tear down the barricades.

Thank you in advance for anticipated approval of our request.

Respectfully submitted,  
Joe Follendorf – President  
Pist’N Broke Cruisers

**MOVED** by Alderman Zadzilka                      **SECONDED** by Alderman Pecoraro  
That the Common Council hereby grants permission to Pist’N Broke Cruisers Car Club to host the Classic Car Cruise every Monday night starting May 28 – September 3, 2018 from 6PM to 9PM, excluding Canal Fest Week and keeping the same footprint as 2017.

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

**CARRIED.**

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### **LATECOMMUNICATION**

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

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka (5)

Nays: None

**CARRIED.** (0)

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A.  
Carnegie Art Center

January 15, 2018

Daniel R Quinn  
City Clerk/Treasurer  
City of North Tonawanda  
216 Payne Avenue  
North Tonawanda, New York 14120

Dear Mr. Quinn,

We are requesting permission of change in our lease agreement, allowing the sale of wine and beer under a one day special permit from the State Liquor Authority. The permit will be filled by Webster’s Bistro under their license as named caterer for the event. The dates listed below are the scheduled opening receptions for the 2018 January – June Exhibition Schedule:

Date of Event – 5:30p – 9:00p	Name of Exhibition
Thursday, Jan 18, 2018	Buffalo Society of the Artists
Thursday, Feb 8, 2018	Live Music Live Art
Thursday, Feb 22, 2018	Jazz Concert- Mark Filsinger
Thursday, March 8, 2018	Jazz Concert- Adam Bronstein
Thursday, April 5, 2018	MFA Art Exhibition
Thursday, April 12, 2018	Jazz Concert- John Bacon
Thursday, April 26, 2018	CAC Member Exhibition
Thursday, May 10, 2018	Jazz Concert- Tony Zambito
Thursday, May 24, 2018	Joshua Nickerson Exhibition
Thursday, June 14, 2018	Jazz Concert- Sharon Bailey
Saturday, June 30, 2018	Maurie Dewey Comic Exhibition

Please feel free to contact me with any questions.

Sincerely,

Barbara B. Hughes

MOVED by Alderman Tylec

SECONDED by Alderman Braun

That the Common Council hereby approves the change in lease agreement allowing the sale of wine and beer under a one day special permit from the State Liquor Authority.

Filled by Webster's Bistro under their license as named caterer for the event.

Ayes: Alderman Braun, Berube, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

#### AUDIENCE PARTICIPATION –

Barbara Barrett 780 Castlebar – I would like to discuss the location of John Lukasik Veteran Banner. I do not want to see John's banner at the farmers market. I would like to see it at the corner of Ruie and Nash in front of the school. John always teaches people about Flags and Flag etiquette.

Kim Monkiewicz 432 Wheatfield – I understand that there is a discussion about possible turning Wheatfield Street into a designated East/West truck route. This is not a good idea. There is too much infrastructure under the street that will get damaged. We have the votes to stop this.

Diane Czajkowski 1230 East Robinson – I am the Treasurer of Glory Be To Kids Inc. Every year we raise money for local kid's charities. For the support the City gives us in holding these events, we are going to donate \$500.00 to the Recreation Department to use for kids programs.

Zack Niemiec 384 Robinson – I know you guys are holding a public forum later this month, but I am not sure I will be able to come to it. I would like you to do a Traffic Study before you guys make any decision. My house and many others have cracks in the walls from trucks driving down the street.

Jan MacDonald 396 Wheatfield – I would first like to congratulate Austin. No one in North Tonawanda wanted a designated East/West truck route. Also Lockport's water line is under Wheatfield Street and the street is not laded down correctly. According NY State this road is not graded correctly for a truck route.

Robert Lacey 395 Wheatfield Street – I would like to know if the street is zoned commercial. We have a lot of trucks coming down the street anyway. I think it would also be a liability. We don't need this to be a designated truck route. It is going to get worse. The streets are too narrow.

Richard Yager 337 Robinson – I would like to invite everyone to come sit on my porch on a Saturday, Tuesday and Thursday. You cannot get out of my driveway. If you designated this a truck route you will have three blocks of tie ups.

Rob Frank 316 Brentwood Drive – I am a member of the Traffic Safety Committee and just so you know, no decision has been made. This has been just a discussion. We are just an advisory committee. For some reason people are coming up thinking a decision has already been made. We are just trying to figure this out.

Dennis Garland 238 Tremont – Growth is good, but it needs to be carefully managed. I am trying to find a comprehensive plan for the City. Is there one available?



**Shawn Nickerson 324 Wheatfield Street** – I am pleased that no decision has been made. It was wrong that the committee letter was put in the newspaper. It is bad government. Traffic Safety is only an advisory board.

**Cathy Condon 337 Robinson** – I am not here about the trucks, I want to talk about the garbage. People cut through our yard to go to the market and they leave garbage on the ground. I am asking if the City can leave a garbage can at the corner so people walking through have a place to put the garbage.

**Sonia Dusza 123 Miller** – Interesting comments. Big picture as I hear Master plan, transparency and code enforcement. We haven't had Code Enforcement since I have lived here. We are not Buffalo or Amherst. We are a bedroom community. If you want big business you are going to have big trucks. We have allowed businesses into our community that have created negative impacts. We are the center of Western, NY. What limits and strengths do we have? The master plan is so important. Our new website sucks.

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### **ADJOURNMENT**

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

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**Time of Adjournment: 7:51 P.M.**

**Respectfully submitted,**

**Daniel R. Quinn**  
**City Clerk-Treasurer**