

**THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, March 15, 2016
6:32P.M.**

REGULAR SESSION CALLED TO ORDER BY PRESIDENT RIZZO

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Absent: None

**Also Present: Mayor Arthur G. Pappas
City Attorney Katherine D. Alexander**

AUDIENCE PARTICIPATION

David Fingerlow 32 Seventh Avenue – Wanted to know if the parking ban that was on the agenda was for the Terrace Parking. Also thanked the Mayor, Common Council and City Attorney for the contract agreement for the DPW union.

STUDENT GOVERNMENT DAY

Emily Howell	Mayor
Margaret Miller	City Attorney
Lea Wieclaw	City Clerk–Treasurer
Abigail Giambra	Council President/1st Ward Alderman
Elizabeth Bolsover	Alderman at Large
Jenna Lucas	Alderman at Large
Allison Marillo	2nd Ward Alderman
Zachary Proefrock	3rd Ward Alderman
Jeslyn Zakes	City Judge
Ethan Clark	Appointed City Judge
Noel Nickerson	Assistant City Attorney
Brian Kosikowski	Building Inspector/Code Enforcement
Matthew Metlowski	City Accountant
Logan St. Cry	City Engineer
Layla Kaiser	Director of Youth, Parks & Recreation

03-15-2016

Destiny Steele	Fire Chief
Maria LaVerdi	Mayor's Assistant
Joe Kraus	Police Chief
Emily Taylor	Superintendent of Public Works
Arianna Porobello	Superintendent of Water
Zoey Dolpp	City Assessor

APPROVAL OF THE MINUTES OF THE REGULAR SESSION MARCH 1, 2016

MOVED by Alderman Schwandt **SECONDED** by Alderman Braun
That the minutes of the regular session meeting held March 1, 2016 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

PROOF OF PUBLICATION PUBLISHED FEBRUARY 26, 2016

- 1) Legal Notice – Bidders for the renovation at the Nash Road and Deerfield Drive Fire Station – Engineering Department

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

COMMUNICATIONS FROM CITY OFFICIALS

II.1 Attorney

March 10, 2016

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

RE: Curtailing Police Enforcement of City of North Tonawanda Winter Parking Restrictions for the Remainder of the Winter Season - 2016

Dear Council Members:

As you know, this winter season has been particularly mild and has not involved as much snow plowing and roadwork as is usually necessary between November and April. That being said, it has been suggested that the City lift its overnight parking ban immediately, rather than extend it until the usual ending date of April 15, as established by City Code §96.9. This would be a one –time rollback for this 2016 year only.

Should your Honorable Body concur, please pass a resolution to allow a rollback of overnight parking enforcement to today's date from its usual ending date of April 15, as a one-time rollback for the spring of 2016, subject to further review by the City Attorney.

Very truly yours,
Luke A. Brown
Assistant City Attorney

MOVED by Alderman Braun

SECONDED by Alderman Pecoraro

That the Common Council hereby approves a rollback of overnight parking enforcement effective March 15, 2016 from its usual ending date of April 15, as a one-time rollback for the spring of 2016, subject to further review by the City Attorney

Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo

(5)

Nays: None

(0)

CARRIED.

II.2 Attorney

March 7, 2016

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

Re: Tentative Agreement with AFSCME Local

Dear Honorable Body:

The City and AFSCME met on a number of occasions to negotiate a collective bargaining agreement. Their current agreement expired at the end of 2015. I have attached a copy of the tentative agreement and hereby summarize the amendments:

1. §1.21: It would be a 6 year agreement, covering 2016-2021. Also adds in re-opener clause for medical insurance for the Cadillac Tax.
2. §1.34: Provides language that the CBA is controlling over Standard Operating Procedures (SOP)
3. Add language: for Summer Seasonal workers used only between May 1 and September 15, the City and the Union will agree in writing the work to be performed
4. §2.9: Re-defines section as Labor Management Meetings. Meeting shall be held between up to two representatives of the Employer as determined by the Superintendent, and 3 Union Officials. The Union Secretary will attend to take notes. There will be up to 6 meetings per year and can be requested by either party.
5. §3.21, 3.22, 3.23: Amends Grievance procedure that all parties must give a written factual statement for their actions Also amends that the Step 3 meetings will be scheduled within 5 days and held within a reasonable amount of time.
6. §3.34: Sets forth who from the Union can be present for an Arbitration.
7. §5.31: Amends loss of seniority section to add anyone who has occupied a position outside of the Union for 1 year.
8. §5.49: Employer will notify in writing prior to contracting out work.
9. §5.49(A): Amends and extends the Seasonal Help sunset clause. The clause allows for six (6) seasonals for use of sanitation and not recycling provided there are no layoffs. Should there be a change in the structure of the sanitation department, The City and Union will negotiate a resolution in good faith. This section was extended alongside the dates of this contract.
10. §5.51(b): Cleans up language for disciplinary action.
11. §5.55: Adds language to allow for an employee to request and review their personnel file within 3 working days of the request.
12. §6.14: Adds language that Employees must be provided access to restrooms during their lunch breaks. Should an employee be on a job site, they will be allowed to use the facility closest to their assigned duty.
13. §6.18: Clarifies the use of a backhoe and Wacker Neuson by Union Employees
14. §6.2: Adds language to clarify that any work outside of an employee's regular shift is considered overtime under section 6.3 of the CBA
15. §6.31(b): Add language that the City will call two numbers for each employee for overtime
16. §6.31(E): Adds previous SOP to contract limiting the number of hours an employee can work in a row to 16
17. §6.33(1) and (2): Changes the mandatory minimum call in hours from 4 to 3
18. §6.38(d): Extends sunset clause to new dates of contract

19. §6.24: Clarifies CBA language that all positions shall be filled by seniority, skill and ability. Also delineates that all temporary (as defined in 6.24(a)) and permanent vacancies shall be posted. Amends the definition of temporary vacancy to eliminate vacation leave postings.
20. §6.41: Clarifies that temporary and permanent vacancies shall be posted
21. §7.11 Salary Schedule for salaried employees (approx. 7 members)
- a. 2.5%, 2%, 2.%, 2.5%, 2%, 2%
22. §7.21 Salary Schedule for hourly employees
- a. 0%, 1.25%, 2%, 2%, 2%, 2%
- b. Hourly Chart updated as follows:

Job Group	Min.	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
H-1	15.22	16.03	16.81	17.60	18.42	19.50	20.62	20.98
H-2	15.86	16.64	17.44	18.26	19.04	19.75	21.12	21.50
H-3	16.41	17.21	18.01	18.80	19.59	20.59	21.59	22.32
H-4	17.86	18.65	19.45	20.26	21.05	22.12	23.00	23.50
H-5	18.39	19.18	19.98	20.78	21.57	22.65	23.85	24.35
H-6	18.89	19.68	20.48	21.28	22.07	23.14	24.85	25.80

23. All employees hired before 1/1/16 Shall be automatically moved to Step 8, should they not already be at said step
24. §7.22: Job Group Classifications: Modified as seen below
- | | |
|-----------|---|
| Job Group | |
| H-1 | Sanitation Worker
Cleaner |
| H-2 | Laborer
Equipment Maintenance Worker |
| H-3 | Laborer (A)
Building Maintenance Mechanic
Wastewater Maintenance Helper |
| H-4 | Motor Equipment Operator-Sanitation
Motor Equipment Operator
Watchperson |
| H-5 | Tree Trimmer Helper
Wastewater Maintenance Worker
Tire Repair Person |
| H-6 | Road Maintenance Mechanic
Heavy Equipment Operator
Tree Trimmer (A)
Heavy Equipment Mechanic
Sewer Maintenance Supervisor |
25. §7.23/7.25: Add language per Arbitration Decision regarding laborer step movement
26. §8.21: Amend language to allow employees called in on Saturdays or Holidays to leave upon completion of all work upon permission without loss of pay
27. §9.22/9.35(2)(2): Change language to 90 working days.
28. §9.25: Adds language allowing an employee to have the option to convert 1 week of unused vacation per year to sick time
29. §10.24: Sick leave credits: allows employees to use sick leave in day or ½ day increments. Also allows for employees to use sick leave credits in hourly increments for worker's compensation follow-up appointments only.
30. §10.25: Sick leave: adds to the definition of immediate family to include an employee's parents
31. §10.35(2): Sick leave: when a sick note is requested for an employee's absence, the employee's immediate supervisor and not a bargaining unit member shall request said note.
32. §10.37: The City would not call employees who are on a vacation day, personal day, compensatory time, or birthday holiday unless the overtime list has been exhausted with the understanding that said employee would not be charged for refusal.
33. §11.11(1): Allows 4 union employees to take a Union Day for the sole purpose of auditing the Union books.
34. §11.13(3)(c): only the employees regularly scheduled working days which are within 4 calendar days of a funeral will be granted as days of leave and not

more than 5 will be granted as days of leave for each death in the employees family.

- 35. §12.11: An increase in the City Life insurance policy to \$30,000
- 36. Health Insurance: ALL AFSCME members shall now contribute a portion of monthly premiums for health insurance starting in 2016 as follows:
 - a. For all employees hired before January 1, 2011, each employee will pay as follows.

<u>Year</u>	<u>Family Plan Coverage</u>	<u>Single Plan Coverage</u>
2016	\$1,550.00/year	\$775.00/year
2017	\$1,550.00/year	\$775.00/year
2018	\$1,600.00/year	\$800.00/year
2019	\$1,650.00/year	\$825.00/year
2020	\$1,700.00/year	\$850.00/year
2021	\$1,750.00/year	\$875.00/year

- b. For all employees hired January 1, 2011 to January 1, 2016, for all medical insurance benefits, other than those granted through self-insurance programs, employees shall be charged by way of payroll deduction for twenty percent (20%) of the City’s cost for said benefit through payroll deduction until separation, which shall be deducted from the employee’s bi weekly wages. However, upon the retirement of an AFSCME employee hired before January 1, 2011 and January 1, 2016 shall thereafter provide medical contributions pursuant to subdivision (1) of this Section
 - c. For all employees hired after January 1, 2016, for all medical insurance benefits, other than those granted through self-insurance programs, employees shall be charged by way of payroll deduction, which shall be deducted from the employee’s bi-weekly wages. Said employee will be required to contribute twenty-five percent (25%) of the cost of such insurance to the City of North Tonawanda by payroll deduction spread equally over the entire year until separation.

- 37. §12.15: Dental Fund: Increase fund amount to \$25,000. Also change partial plates replacements and crowns to \$300 per person. Add wisdom teeth to \$400 for all.
- 38. §12.16(a)&(b)/12.32: Retiree Health Insurance: Each retiree regardless of date of hire or date of retirement will have the option between the following:
 - a. Fully paid Medical Coverage until age 65 with current plan (not tied to any sick days) OR
 - b. Medical Coverage based upon the number of sick days at retirement until the retiree reaches the age of 70. Upon the retiree or his spouse reaching Medicare eligibility age, they must enroll in Senior Blue 799 plan. The coverage is indicated in the schedule below:

<u># of days</u>	<u>% of paid healthcare</u>
100+	100%
80-99	75%
60-79	50%
40-59	35%
0-39	25%

- c. Upon retirement an employee may convert up to two weeks of vacation to sick days.
- 39. §12.18: Increase Optical insurance fund to \$15,000
- 40. §12.21: Increase longevity level by \$200
- 41. §13.10: The City will reimburse employees up to \$100 towards the cost of a CDL license renewal
- 42. §13.13: Increase safety fund to \$15,000
- 43. A number of typographical errors are also fixed.

The AFSCME has already ratified the tentative agreement. If you concur with the agreement, please authorize the Mayor to sign the amended collective bargaining agreement.

Sincerely,
Katherine D. Alexander
City Attorney

MOVED by Alderman Pecoraro **SECONDED** by Alderman Zadzilka
That the Common Council hereby approves the aforementioned AFSCME local agreement and authorizes the Mayor to sign said agreement subject to further review by the City Attorney.

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

Nays: None (0)

CARRIED.

III. Clerk-Treasurer

February 29, 2016

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

Re: Volunteer Fire Companies Fundraising 2016

Dear Honorable Body,

As you have been made aware by the North Tonawanda Fire Chief, and in accordance with the NYS Comptroller's Office; all (6) North Tonawanda Volunteer Fire Companies are required to provide the City with a list of all fundraising activities on an annual basis.

In accordance with these regulations, I have reviewed the correspondence that I have received from all (6) of the Volunteer Fire Companies with the Fire Chief and have found them to be in order and in proper form.

I respectfully request that your Honorable Body vote in the affirmative to grant, Columbia Hook & Ladder #1, Sweeney Hose Co. #7, Rescue Co. #5, Gratwick Hose Co. #6, Live Hose Co. #4, and Active Hose Co. #2 permission to run their respective fundraisers for 2016.

I thank you in advance for your anticipated cooperation.

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

MOVED by Alderman Schwandt **SECONDED** by Alderman Braun
That the Common Council hereby grants Columbia Hook & Ladder #1, Sweeney Hose Co. #7, Rescue Co. #5, Gratwick Hose Co. #6, Live Hose Co. #4, and Active Hose Co. #2 permission to run their respective fundraisers for 2016

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

Nays: None (0)

CARRIED.

IV.1 Engineer

March 9, 2016

Honorable Arthur G. Pappas, Mayor
and Common Council Members
City Hall
North Tonawanda, New York 14120

MOVED by Alderman Schwandt **SECONDED** by Alderman Braun
 That the Common Council hereby approves the agreement with Glynn Geotechnical Engineering, 415 South Transit Street, Lockport, New York 14094, in the amount of \$4,230, for the design of the replacement and safety improvements to the City Hall entrance Stairway, subject to review by the City Attorney.

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

Nays: None (0)

CARRIED.

IV.3 Engineer

March 9, 2016

Honorable Arthur G. Pappas, Mayor
 and Common Council Members
 City Hall
 North Tonawanda, New York 14120

Re:

Honorable Body:

On March 8, 2016, three bids were received and opened by the City Clerk for the Nash Road Fire Station Roof Project. The bid results are as follows:

- | | |
|--------------------------|-------------|
| • United Thermal Systems | \$39,960.00 |
| • Jag Construction | \$43,424.00 |
| • Henderson-Johnson | \$69,995.00 |

The project is funded through the 2016 Fire Department appropriation budget of \$40,000.

Accordingly, I respectfully request that the Common Council award the Nash Road Fire Station Roof Project to United Thermal Systems, 2939 Lockport Road, Niagara Falls, NY 14305, at their low bid amount of \$39,960.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.

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

MOVED by Alderman Zadzilka **SECONDED** by Alderman Schwandt
 That the Common Council hereby awards the Nash Road Fire Station Roof Project to United Thermal Systems, 2939 Lockport Road, Niagara Falls, NY 14305, at their low bid amount of \$39,960.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.

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

Nays: None (0)

CARRIED.

VII.1 Accountant

March 10, 2016

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

Dear Honorable Body:

03-15-2016

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 March 15, 2016, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,
 Mark W. Dotterweich
 City Accountant

MOVED by Alderman Schwandt SECONDED by Alderman Braun
 That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated March 15, 2016 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$198,040.84
02	Water Fund	28,709.13
04	Sewer Fund	82,334.33
06	Capital Project Fund	<u>350.00</u>
00	Final Total	<u>\$309,434.30</u>

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

VII.2 Accountant

March 10, 2016

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 2016 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	\$10,461.24	1-1990.410 Contingent Account	1-3120.410 Police Administration

Very truly yours,
 Mark W. Dotterweich
 City Accountant

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
 That the Common Council hereby authorizes the City Accountant to make the following Budgetary Transfer of fiscal year 2016 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	\$10,461.24	1-1990.410 Contingent Account	1-3120.410 Police Administration

Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo
Nays: None
CARRIED.

(5)
(0)

X.1 Police Chief

February 22, 2016

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

Dear Mayor & Common Council:

Detective Edward A. Smolinski, is appointed to the position of Police Lieutenant. He will be assigned to 3-11 C Squad as Relief Lieutenant effective February 26, 2016. Timothy P. Bakula, is appointed to the position of Police Detective. He will be assigned to the Detective Bureau effective March 11, 2016.

Both Detective Edward A. Smolinski and Timothy P. Bakula were selected from a list provided by the Niagara County Civil Service Commission.

Thank you,
William R. Hall
Chief of Police

MOVED by Alderman Schwandt **SECONDED** by Alderman Braun
That the Common Council hereby approves the appointment of Edward A. Smolinski, to the position of Police Lieutenant effective February 26, 2016 and Timothy P. Bakula, to the position of Police Detective effective March 11, 2016.

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

X.2 Police Chief

February 26, 2016

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

Dear Mayor & Common Council:

In Accordance with the City Charter of the City of North Tonawanda, and pursuant to the authority vested in me by §3.002.e thereof; effective March 11, 2016 I make the following appointments:

Shannon V. Carr is appointed as a Police Officer in this department and is assigned badge #200.

Sean A. Campas is appointed as a Police Officer in this department and is assigned badge #201.

Both Shannon V. Carr and Sean A. Campas were selected from a list provided by the Niagara County Civil Service Commission.

Thank you,
William R. Hall
Chief of Police

MOVED by Alderman Rizzo **SECONDED** by Alderman Zadzilka
That the Common Council hereby approves the appointment of Shannon V. Carr and Sean A. Campas as Police Officers for the City of North Tonawanda Police Department effective March 11, 2016.

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

Nays: None (0)

CARRIED.

X.3 Police Chief

February 29, 2016

**Honorable Mayor Pappas &
Common Council
216 Payne Avenue
North Tonawanda, NY 14120**

Dear Honorable Body:

Would you please appoint Timothy P. Bakula, 892 Thomas Fox Dr. West, North Tonawanda, NY 14120, as a Commissioner of Deeds for the City of North Tonawanda.

**Thank you,
William R. Hall
Chief of Police**

MOVED by Alderman Schwandt **SECONDED** by Alderman Braun
That the Common Council hereby appoints Timothy P. Bakula, 892 Thomas Fox Dr. West, North Tonawanda, NY 14120 as a Commissioner of Deeds for the City of North Tonawanda effective March 16 and good till March 15, 2018.

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

Nays: None (0)

CARRIED.

XVII. Traffic Safety

February 25, 2016

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

Traffic Safety Minutes:

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

- 1. Mayor Pappas, his Executive Assistant, Robert Welch, and the Traffic Safety Committee, discussed different options for the Monday evening car show held on Webster Street throughout the summer.**
- 2. Member R. Frank recommended moving a “no parking” sign located on East side of Oliver Street, just North of 16th Avenue, 10 additional feet to the North. This move will provide a better line of site for vehicles turning North onto Oliver from 16th. The entire Committee is in favor of this change.**
- 3. Member Daigler stated the signal located at the intersection of Main and Thompson Streets, which was changed to a flashing red/yellow light in 2015, should be replaced**

XXXII. Community Development

March 2, 2016

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

Re: Request for authorization to submit a grant application to the New York State Office of Community Renewal for Community Development Block Grant Funding

Dear Honorable Body:

Platter's Chocolates, the local chocolate and candy manufacturer founded in North Tonawanda in 1938, is considering undertaking a substantial expansion project at the Wurlitzer Building, 908 Niagara Falls Boulevard. This expansion would add new machinery and equipment that would increase the company's production capabilities and allow the company to add an additional 12 full-time and 6 part-time employment positions here in North Tonawanda.

Platter's has requested that the City apply for funding on its behalf from the New York State Office of Community Renewal's (OCR) Community Development Block Grant (CDBG) program. Lumber City Development Corporation (LCDC) is assisting Platter's with this project and further requests that, if awarded CDBG funds, the City grant these funds to LCDC for the purposes of making a loan or loans to Platter's.

The attached Resolution would authorize the City to submit a grant application for approximately \$100,000; would authorize the Mayor, pending review by the City Attorney, to execute all documents with OCR related to the CDBG program; and further would designate the Mayor as Certifying Officer responsible for the federal environmental review process related to the project. This project will bring new employment opportunities to our community as well as allowing a long-time, locally-owned business the opportunity to substantially grow in North Tonawanda. I respectfully request this Honorable Body consider approving the attached Authorizing Resolution.

Kindest regards,
 Michael Zimmerman

MOVED by Alderman Braun SECONDED by Alderman Schwandt
 That the Common Council at a regular meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 p.m. on March 15, 2016 the following resolution was passed:

**AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE
 NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR
 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

WHEREAS, Roger L. Urban, Inc., d/b/a Platter's Chocolates ("Platter's"), plans to purchase new equipment as a part of an expansion of manufacturing operations within North Tonawanda; and

WHEREAS, Platter's has requested that the City apply for funding on its behalf from the New York State Office of Community Renewal (the "OCR") to finance a portion of the machinery, equipment, and working capital costs for the project; and

WHEREAS, the Lumber City Development Corporation (the "LCDC") is assisting in the facilitation of the Project and has requested that the City provide the OCR funding to the LCDC as a grant for the purpose of making a loan or loans to Platter's, and

WHEREAS, the Project will result in substantial benefit to the City in the form of an estimated 12 new permanent full-time employment positions within two years, and

WHEREAS, the City has held a public hearing on March 3rd, 2016 at 4:00 PM to obtain

citizens' views regarding the CDBG program as administered by OCR and the Project, now, therefore, be it

RESOLVED, that the City is hereby authorized to submit a grant application in the approximate amount of \$100,000 to the OCR to support the Project, and be it further

RESOLVED, that the Mayor is hereby authorized to execute documents between the City and the OCR and all related documents associated with the OCR grant application, such documents to be subject to review and approval by the City Attorney, and be it further

RESOLVED, that the Mayor is hereby designated as the certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the Project.

Subject to further review by the City Attorney

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

COMMUNICATIONS FROM OTHERS

A.
OLC Church

February 25, 2016

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, New York 14120

Re: August 25, 2016; Our Lady of Czestochowa Feast Day Celebration
Request for approval of 5K Run and 1 Mile Fun Walk

Dear Sir or Madam:

Please allow this letter to serve as the formal request from Our Lady of Czestochowa Parish to the City of North Tonawanda Common Council for approval of a 5K Run and 1 Mile Fun Walk on Sunday, August 28, 2016.

Briefly and similar to last year, the Parish is hosting a celebration in honor of the Feast Day of Our Lady of Czestochowa. The church is proposing a 5K Run and 1 Mile Fun Walk as some of the many activities that will be held that day. Below is the information the Church has for the proposed 5K Run and 1 Mile Fun Walk.

WHEN: August 28, 2016
TIME: Approximately 11:00 AM
WHERE: Between Center Avenue and 5th Avenue on Oliver Starting same course as last year (Certified)
DISTANCE: 5K Run; 1 Mile Walk

Please advise whether you require any additional information for the initial approval. Additionally, please advise whether you would like a representative at the Common Council Meeting to discuss the above and if so the date of the same.

Thank you for your time and we look forward to hearing from the North Tonawanda Common Council regarding the approval of the OLC 5K Run and 1 Mile Fun Walk.

Very truly yours,
Courtney J. Donahue, Parishioner

MOVED by Alderman Rizzo SECONDED by Alderman Pecoraro
 That the Common Council hereby grants permission to OLC Church to host their annual
 Feast Day Celebration 5K Run and 1 Mile Walk, August 28, 2016 and directs the DPW to
 provide barricades to block off the street between Center Avenue and 5th and the Police
 Department to assist for the 5K Run and 1 Mile Walk course.

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

Nays: None (0)

CARRIED.

B.
 James Duquette

February 29, 2016

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

Dear Honorable Mayor Pappas and Common Council Members,

I am gratefully accepting the position of Chief Operator at the North Tonawanda Water
 Treatment Plant effective; March 2, 2016. As part of my acceptance I am respectfully
 requesting a temporary leave of absence from my current position as Senior Operator of
 the Water Treatment Plant effective March 2, 2016 until I am permanently appointed as
 Chief Operator.

Thank you for your time and consideration of my request.

Sincerely yours,
 James Duquette

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
 That the Common Council hereby grants a leave of absence to James Duquette from his
 position of Senior Operator of the Water Treatment Plant to accept the position of Chief
 Operator at the Water Treatment Plant effective March 2, 2016

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

Nays: None (0)

CARRIED.

AUDIENCE PARTICIPATION

Sarah Hansgate 2667 Pinelake Dr. Niagara Falls – Thanked the Mayor, Common Council
 Members and Department Heads for all the time they took to show the students around the
 City and take time out of their day to teach them about the jobs they do. Also encouraged
 parents to get their children involved in government and what they do for our City.

Robert Stefanski 1597 Ruie Road – Thanked the Mayor, Common Council and City
 Attorney for all their time they spent on the contract and passing it.

Justin Rich 704 Wurlitzer Drive - Thanked the Mayor, Common Council and City
 Attorney for all their time they spent on the contract and passing it.

Alex Domaradzki 1383 Sherwood Avenue – Thanked the Mayor, Common Council and
 Department Heads for their time they spent with the students.

Richard Madej 499 Witmer Road – Stated the conditions of the roads are terrible and that
 the holes are 6 inches deep. Stated how the repairs are not the way they should be. Said he
 read a quote from Brad Rowles that was in the Niagara Gazette that the City has spent less
 money this year on the roads because of the mild winter, because of the mild weather he

wanted to know why the city is not getting a jump on getting the roads repaired and doing a better job than just throwing asphalt into the holes.

ADJOURNMENT

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

Time of Adjournment: 7:03 P.M.

Respectfully submitted,



Daniel R. Quinn
City Clerk-Treasurer