

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, December 6, 2016
6:32 P.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 –

Sonia Dusza 123 Miller Street – Said that she would like to see the same participation that was happening in the middle 80's. Said she thinks the Council should encourage residents to participate. She thinks the Council meetings is a good place to have questions and answers especially with Department Heads. Stated the names on the agenda are the same names and is requesting and begging the Council to advertise openings. Said she knows there are people who would love to volunteer. Asking the citizens to encourage participation, and is calling on the Elected Officials to encourage participation and have a two way dialogue. Asked what was the total revenue that came in from the auction?

APPROVAL OF THE MINUTES OF THE REGULAR SESSION DECEMBER 6, 2016

MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the minutes of the regular session meeting held December 6, 2016 be approved as
circulated and filed in the Office of the City Clerk.
CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

I.1 Mayor

December 6, 2016

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

Re: Re-Appointment the North Tonawanda Housing Authority

Dear Honorable Body:

12-20-2016

Please be advised that I am re-appointing John Lukasik, 454 Schenck Street, North Tonawanda, NY 14120, to the Housing Authority Board effective February 1, 2017, for a term of five (5) years, expiring January 31, 2021.

Thank you for your attention to this matter.

Sincerely,
Arthur G. Pappas
Mayor

MOVED by Alderman Pecoraro SECONDED by Alderman Rizzo
That the Common Council hereby receives and files the re-appointment of John Lukasik, 454 Schenck Street, North Tonawanda, NY 14120 to the Housing Authority for a term of five (5) years effective February 1, 2017, expiring January 31, 2021.
CARRIED.

I.2 Mayor

December 6, 2016

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

Re: Re-Appointment of City Historian

Dear Honorable Body:

Please be advised that I am re-appointing Joseph Midura, 115 10th Avenue, North Tonawanda, NY 14120, to continue as City Historian, effective January 1, 2017, for a term which expires on December 31, 2017.

Thank you for your attention to this matter.

Sincerely,
Arthur G. Pappas
Mayor

MOVED by Alderman Braun SECOND by Alderman Pecoraro
That the Common Council hereby receives and files the re-appointment of Joseph Midura, 115 Tenth Avenue, North Tonawanda, NY 14120 as City Historian effective January 1, 2017 through December 31, 2017.
CARRIED.

I.3 Mayor

December 6, 2016

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

Re: Appointment to North Tonawanda Zoning Board of Appeals

Dear Honorable Body:

Please be advised that I am re-appointing Mark Lemke, 320 Oakdale Drive, North Tonawanda, NY 14120, to the Zoning Board of Appeals effective January 1, 2017, for a term of five (5) years expiring December 31, 2021

Thank you for your attention to this matter.

Sincerely,
Arthur G. Pappas
Mayor

MOVED by Alderman Zadzilka **SECOND** by Alderman Schwandt
 That the Common Council hereby receives and files the re-appointment of Mark Lemke, 320 Oakdale, North Tonawanda, NY 14120 to the Zoning Board of Appeals effective January 1, 2017 for a term of five (5) years, expiring December 31, 2021.
CARRIED.

I.4 Mayor

December 7, 2016

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

Re: Board of Assessment review Committee

Dear Honorable Body:

Please be advised that I am re-appointing Suzanne Needler, 1649 Fillner Avenue, North Tonawanda, NY 14120, to the Board of Assessment Review Committee, effective January 1, 2017, for a term of four (4) years expiring December 31, 2020.

Thank you for your attention to this matter.

Sincerely,
 Arthur G. Pappas
 Mayor

MOVED by Alderman Pecoraro **SECOND** by Alderman Zadzilka
 That the Common Council hereby receives and files the re-appointment of Suzanne Needler, 1649 Fillner Avenue, North Tonawanda, NY 14120 to the Board of Assessment Review Committee effective January 1, 2017 for a term of four (4) years, expiring December 31, 2020.
CARRIED.

I.5 Mayor

December 7, 2016

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

Re: Appointment to North Tonawanda Waterfront Commission

Dear Honorable Body:

Please be advised that I am re-appointing Donald French, 28 Mead Street, North Tonawanda, NY 14120 and Paul Hempel, 234 Falconer Street, North Tonawanda, NY 14120 to the Waterfront Commission for a two (2) year term effective January 1, 2017 and expiring on December 31, 2018.

Thank you for your attention to this matter.

Sincerely,
 Arthur G. Pappas
 Mayor

MOVED by Alderman Braun **SECOND** by Alderman Schwandt
 That the Common Council hereby receives and files the re-appointment of Donald French, 28 Mead Street, North Tonawanda, NY 14120 and Paul Hempel, 234 Falconer Street, North Tonawanda, NY 14120 to the Waterfront Commission for a two (2) year term effective January 1, 2017 and expiring on December 31, 2018.
CARRIED.

I.6 Mayor

December 7, 2016

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

Re: Appointment as Bingo Commissioner North Tonawanda

Dear Honorable Body:

Please be advised that I am re-appointing Nathan Sikora, 384 Spruce Street, North Tonawanda, NY 14120, as the Bingo Inspector for a one (1) year term effective January 1, 2017 and expiring December 31, 2017.

Thank you for your attention to this matter.

**Sincerely,
Arthur G. Pappas
Mayor**

**MOVED by Alderman Pecoraro SECOND by Alderman Braun
That the Common Council hereby receives and files the re-appointment of Nathan Sikora, 384 Spruce Street, North Tonawanda, NY 14120, as the Bingo Inspector for a one (1) year term effective January 1, 2017 and expiring December 31, 2017.
CARRIED.**

I.7 Mayor

December 12, 2016

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

Re: Appointment to Traffic Safety

Dear Honorable Body:

Please be advised that I am re-appointing Mark Daigler 19 Forbes Terrace, North Tonawanda, NY 14120 to the Traffic Safety Committee, effective January 1, 2017, for a term of three (3) years, expiring December 31, 2019.

Thank you for your attention to this matter.

**Sincerely,
Arthur G. Pappas
Mayor**

**MOVED by Alderman Zadzilka SECOND by Alderman Schwandt
That the Common Council hereby receives and files the re-appointment of Mark Daigler 19 Forbes Terrace, North Tonawanda, NY 14120 to the Traffic Safety Committee, effective January 1, 2017, for a term of three (3) years, expiring December 31, 2019.
CARRIED.**

I.8 Mayor

December 12, 2016

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

Re: Environmental Committee

Dear Honorable Body:

Please be advised that I am re-appointing Dawn Vollmer, 500 North Avenue, North Tonawanda, NY 14120, to the Environmental Committee, effective January 1, 2017, for a term of two (2) years, expiring December 31, 2018.

Thank you for your attention to this matter.

**Sincerely,
Arthur G. Pappas
Mayor**

**MOVED by Alderman Pecoraro SECOND by Alderman Zadzilka
That the Common Council hereby receives and files the re-appointment of Dawn Vollmer, 500 North Avenue, North Tonawanda, NY 14120, to the Environmental Committee, effective January 1, 2017, for a term of two (2) years, expiring December 31, 2018.
CARRIED.**

I.9 Mayor

December 13, 2016

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

Re: Re-Appointment to North Tonawanda Planning Commission

Dear Honorable Body:

Please be advised that I am re-appointing David Kenyon, 791 Niagara Parkway, North Tonawanda, NY 14120 to the Planning Commission effective January 1, 2017 for a term of seven (7) years expiring December 31, 2023.

Thank you for your attention to this matter.

**Sincerely,
Arthur G. Pappas
Mayor**

**MOVED by Alderman Braun SECOND by Alderman Schwandt
That the Common Council hereby receives and files the re-appointment of David Kenyon, 791 Niagara Parkway, North Tonawanda, NY 14120 to the Planning Commission, effective January 1, 2017 for a term of seven (7) years expiring December 31, 2023.
CARRIED.**

1.10 Mayor

December 13, 2016

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

Re: Re-Appointment to North Tonawanda Historic Preservation Committee

Dear Honorable Body:

Please be advised that I am re-appointing Joseph Fonzi, 609 Christiana Street, North Tonawanda, NY 14120, to the Historic Preservation Committee effective January 1, 2017 for a term of two (2) years expiring December 31, 2018.

Thank you for your attention to this matter.

Sincerely,
Arthur G. Pappas
Mayor

MOVED by Alderman Pecoraro SECOND by Alderman Schwandt
That the Common Council hereby receives and files the re-appointment of Joseph Fonzi, 609 Christiana Street, North Tonawanda, NY 14120, to the Historic Preservation Committee effective January 1, 2017 for a term of two (2) years expiring December 31, 2018.
CARRIED.

I.11 Mayor

December 15, 2016

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

RE: Appointment to North Tonawanda City Market Clerk

Dear Honorable Body:

Please be advised that I am re-appointing Dale Rogers, 1745 Ruie Road, North Tonawanda, NY 14120, as the North Tonawanda City Market Clerk, effective January 1, 2017 and expiring on December 31, 2017.

Thank you for your attention to this matter.

Sincerely,
Arthur G. Pappas
Mayor

MOVED by Alderman Rizzo SECOND by Alderman Braun
That the Common Council hereby receives and files the re-appointment of Dale Rogers, 1745 Ruie Road, North Tonawanda, NY 14120, as the North Tonawanda City Market Clerk, effective January 1, 2017 and expiring on December 31, 2017.
CARRIED.

III.1 Clerk-Treasurer

December 15, 2016

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

Re: Agreement with City of North Tonawanda and Nortona Redevelopment

Dear Honorable Mayor and Common Council:

I am requesting that the North Tonawanda Common Council authorize the Mayor to sign an agreement with Nortona Redevelopment for Nortona's payment of their outstanding water bill balance, for the housing complex located at 33 Spruce Street, North Tonawanda.

Under this agreement, Nortona will re-pay the City \$6,718.95 quarterly in addition to the quarterly bill, until the outstanding balance is paid in full. Nortona will also be required to stay current on their water bills.

Regards,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Zadzilka **SECONDED** by Alderman Pecoraro
 That the Common Council hereby approves the re-payment agreement with Nortona Redevelopment for their outstanding water bill balance for the housing complex located at 33 Spruce Street of \$6,718.95 to be paid quarterly in addition to the quarterly bill until paid in full, and directs the Mayor to sign said agreement, subject to review by the City Attorney.
 Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo (5)
 Nays: None (0)
CARRIED.

III.2 Clerk-Treasurer

December 13, 2016

Honorable Mayor and Common Council
 216 Payne Ave, City flail
 North Tonawanda

Re: Dog Control Officer

Dear Honorable Mayor and Common Council:

I am requesting that the Common Council approve the hiring of Christine Hutten of 729 Deerfield Dr., North Tonawanda, NY 14120 as the part-time Dog Control Officer for the City of North Tonawanda. Ms. Hutten is a licensed NYS Wildlife Rehabilitator, has worked at the SPCA in Tonawanda since 2009 and at Wheatfield Animal Hospital from 2010 to 2012.

I feel her experience and love for animals will allow her to perform this job at a high level and be a benefit to the community.

Regards,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Schwandt **SECONDED** by Alderman Pecoraro
 That the Common Council hereby approves the hiring of Christine Hutten, 729 Deerfield Dr., North Tonawanda, NY 14120 as the part-time Dog Control Officer effective January 1, 2017.
 Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo (5)
 Nays: None (0)
CARRIED.

III.3 Clerk-Treasurer

December 14, 2016

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

Re: City Owned Property Auction Dear Honorable Body:

On Saturday December 10, 2016 my office in conjunction with the City Attorney's Office conducted a public auction through Auctions International at which 17 City owned parcels were sold totaling \$348,600. I have attached for your review a list of the property addresses, Bidder Names and Bid Amounts. I respectfully request that your Honorable Body accept those 17 bids totaling \$348,600.

If you're Honorable Body Should concur please vote in the affirmative on the above request pending formal review by the City Attorney's Office.

Sincerely,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Zadzilka SECONDED by Alderman Schwandt
 That the Common Council hereby approves the bids from the Public Auction that was held on Saturday December 10, 2016 at City Hall 216 Payne Avenue as follows:

<u>SBL#</u>	<u>Address</u>	<u>Bidder Name</u>	<u>Amount</u>
175.16-4-11	643 Wardell Ave.	Mike Wachowicz	\$35,000
176.11-4-46	1430 Cambridge Ave.	Mike Wachowicz	\$64,500
176.14-4-75	1353 Master St.	Steven Dominski	\$60,000
176.18-5-58	783 Remington Dr.	Joshua Caron	\$75,500
182.61-1-13	44 Third Ave.	Scott Depaolo	\$19,500
182.61-1-29	35 Third Ave.	Scott Depaolo	\$20,000
182.61-1-30	37 Third Ave.	Scott Depaolo	sold w/ 35 Third Ave.
182.77-1-14	342 Oliver St.	Marie Bolonzi	\$40,000
182.78-2-11	55 Ganson St.	Joshua Quant	\$17,500
182.61-3-62	71 First Ave.	Gerald Ciccarelli	\$14,500
176.13-1-80	552 Fredericka St.	Scott Depaolo	\$ 25.00
176.13-1-79	558 Fredericka St.	Scott Depaolo	\$ 25.00
182.53-2-28	150 Fifth Ave.	Adam Caccamise	\$ 410.00
182.53-2-29	146 Fifth Ave.	Adam Caccamise	\$ 410.00
182.53-2-30	144 Fifth Ave.	Adam Caccamise	\$ 410.00
182.53-2-31	140 Fifth Ave.	Adam Caccamise	\$ 410.00
182.53-2-32	138 Fifth Ave.	Adam Caccamise	<u>\$ 410.00</u>
		TOTAL	<u>\$348,600</u>

Subject to further review by the City Attorney.

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

VII.1 Accountant

December 15, 2016

Honorable Arthur G. Pappas, Mayor
 & Common Council
 City Hall —216 Payne Avenue
 North Tonawanda, New York 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 December 20, 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 Pecoraro SECONDED by Alderman Schwandt
 That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated December 20, 2016 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$213,800.55
02	Water Fund	16,681.02
04	Sewer Fund	86,164.35
06	Capital Project Fund	32,678.30
07	Trust & Agency	17.71
08	Community Development	<u>45,602.00</u>
00	Final Total	<u>\$394,943.93</u>

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

VII.2 Accountant

December 15, 2016

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

Dear Honorable Body:

Please be advised that this office sent out a Request for Proposal (RFP) to qualified independent Certified Public Accountants for the professional service related to the annual 2016 and 2017 audit for the City of North Tonawanda. The audit will include the Single Audit and preparation of the General Purpose Financial Statements that are sent to various government and financial agencies, to include the New York State Comptroller. The RFP used the criteria of experience, staffing and cost to evaluate the proposals:

XXV. Monthly Reports

.1 Senior Citizen Center .2 Youth, Recreation & Parks

.3 Police Department .4 Clerk-Treasurer

MOVED by Alderman Pecoraro SECONDED by Alderman Schwandt
That the Common Council hereby receives and files the aforementioned Monthly Reports
CARRIED.

COMMUNICATIONS FROM OTHERS

A.
Gratwick Hose Company Inc.

December 6, 2016

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

Dear Honorable Mayor and Common Council:

Please add Alexander Burdick to the Fire Rolls, and remove William Hemmerling, Zachary Wilson, Robert Derme, and Benjamin Pritchard.

David A. Rogge
Membership Secretary

MOVED by Alderman Schwandt SECONDED by Alderman Zadzilka
That the Common Council approves adding Alexander Burdick to the Fire Rolls and removing William Hemmerling, Zachary Wilson, Robert Derme and Benjamin Pritchard from the North Tonawanda Fire Rolls.

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

Nays: None (0)

CARRIED.

B.
Gratwick Hose Company Inc.

December 6, 2016

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

Dear Honorable Mayor and Common Council:

The following members of the Gratwick Hose Fire Company have reached the years of service indicated:

<u>50 Years</u>	<u>35 Years</u>	<u>25 Years</u>
Norman Schear	Kevin Raffel	Robert Setlik
Albert Durow		Stephen Pachla
Norman Engel		James Wood

Please issue the appropriate certificates.

12-20-2016

David A. Rogge
Membership Secretary

MOVED by Alderman Rizzo SECONDED by Alderman Pecoraro
That the Common Council hereby grants exemption certificates to the following Volunteer Firefighters for their years of service:

<u>50 Years</u>	<u>35 Years</u>	<u>25 Years</u>
Norman Schear	Kevin Raffel	Robert Setlik
Albert Durow		Stephen Pachla
Norman Engel		James Wood

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

AUDIENCE PARTICIPATION

Austin Tylec 815 Niagara Parkway – Said he thinks it is a good idea to have a question and answer time. He also thinks it would be a good idea to have Department Heads at a meeting once a month so people can have the opportunity to ask them all questions. Asked how he can get more information about the 600 River Road project and if the City has done all its homework and are they capable to handle the project this big.

Sonia Dusza 123 Miller Street – Said she agrees with the speaker before her, Department Heads should be at the Council meetings so people can ask them questions. Asked if he was talking about the proposal at Tonawanda Island, said she was speaking with a developer a few weeks ago and they asked her if she saw the article in the paper in regards to the proposed development on Tonawanda Island. Stated she had not yet been able to read the article, but this award winning Planner/Developer said that the rendering is gaudy. Said that she has been reviewing things from the American Planning Association and they have been stating that we will have constancy in the United States in Planning and Zoning. Said that she is reminded that scale, scale, scale is so basic, yet we don't see it in a lot of places especially in North Tonawanda. Present, currant, and past Zoning/Planning people don't understand the concept scale, scale, scale. Asked the Council to please hire a Planner for the City of North Tonawanda. It would look a lot different around here; this town would be in a lot better shape. We don't even understand how to conduct a Zoning Board hearing. Stated a past hearing was not on the calendar even the day of the meeting, she would have been better prepared, she would have had a petition. Said the minutes of the Common Council are not accurate, they are distorted.

Audrey Monkiewicz 432 Wheatfield St. – Said she is a supporter of the North Tonawanda History Museum, and wanted to inform the City of their current problem and how the City can help them. Said the supports feel the Museum has been neglected by the City's fathers. Said they don't want to lose the building but they are being foreclosed upon. Said what they would like the City to do is have the Mayor and Council in a written letter to the judge express that they really like the museum located at its location and that it is an important part of the City. Stated she would also like to see if it is possible to have the City take \$5.00 from each taxable property and put it into a fund to help run the Museum.

Janice MacDonald 396 Wheatfield St. - Said from the time she was young, the City did not work together, everyone fighting over money. Said her vision is called "foot prints", I would like to see "foot prints" around the City. Said these "foot prints" would mark historic places and provide important information. Said she would like to see a connection between our business, universities, schools, and the City. Said she would also like to see that it be made mandatory that the City Historian be made to join the History Museum.

Steve Ash 744 Park Ave. – Said that he supports the North Tonawanda History Museum and its existence is in jeopardy. Said we have a good beginning to what could be a wonderful Museum. Asked are we not blessed to have a Museum in our own City that High School and Middle School students could go to for research? Stated it is important that the City support our Museum.

Randall Warblow 172 Zimmerman St. – Said he is a lifelong resident of North Tonawanda and a supporter of the History Museum. Said he did a lot of research on the three books that we wrote together and he gets questions and requests weekly looking for information. Said the location of the Museum gives people something else to do other than eat. Said we have had a past Mayor encouraging Lumber City to write grants for the Museum and that didn't lead anywhere, we need backing from the City the City has a rich heritage.

Cosimo Capozzi 1180 Sweeney St. – Stated he is the City Building Inspector and his job consists of two things; protect life and property in that order. Said the History Museum might be a nice thing for the City, but he would caution about the City writing a letter of support. Said the building has a lot of safety issues, the building does not have a sprinkler system and the south wall that caved in years ago has not yet been fixed. Also stated the basement has been used to sell books and that is a fire waiting to happen, there is no way to protect the residents, they need a smaller place; this is not the building for them.

ADJOURNMENT

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

Time of Adjournment: 7:38 P.M.

Respectfully submitted,



Daniel R. Quinn
City Clerk-Treasurer