

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, March 17, 2015
6:40P.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 Shawn P. Nickerson

AUDIENCE PARTICIPATION - None

STUDENT GOVERNMENT DAY

Jacob Lemke	Mayor
Allie Eckstein	City Attorney
William Alvarado	City Clerk-Treasurer
Abigail Giambra	Council President/1st Ward Alderman
Thomas Allard	Alderman at Large
James Hutton	Alderman at Large
Karylin Rivera	2nd Ward Alderman
Joe Kraus	3rd Ward Alderman
Kayla Barone	Appointed City Judge
Autumn Steele	Building Inspector/Code Enforcement
Amanda Belmona	City Accountant
Zachary Sieracki	City Engineer
Katrina Bonafede	Director of Youth, Parks & Recreation
Griffin Spatorico	Director of Community Development
Jeslyn Zakes	Fire Chief
Sam Rydzewski	Mayor's Assistant
Dakota Prescott	Police Chief

REVISED

Josh Slish	Superintendent of Public Works
Nicholas Kraus	Superintendent of Water
Danny Belmona	Niagara County Judge
Kaitlin Sawyer	City Assessor

APPROVAL OF THE MINUTES OF THE REGULAR SESSION MARCH 3, 2015

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
That the minutes of the regular session held March 3, 2015 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

PROOF OF PUBLICATION PUBLISHED FEBRUARY 9, 2015

- 1) **Legal Notice – Bids for the Traffic Signal Nash Road/ Meadow Drive Intersection – Engineering Department**

PROOF OF PUBLICATION PUBLISHED FEBRUARY 12, 2015

- 1) **Legal Notice – Bids for the Emergency Stand-By Power Generation for Pump Stations – Engineering Department**

PROOF OF PUBLICATION PUBLISHED FEBRUARY 23, 2015

- 1) **Legal Notice – Bids for the Carnegie Art Center: Accessibility Improvements – Engineering Department**

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

COMMUNICATIONS FROM CITY OFFICIALS

III. Clerk-Treasurer

March 5, 2015

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

Dear Honorable Mayor and Common Council:

I respectfully request that your Honorable body designate the Niagara Gazette as one of the official newspapers of the City of North Tonawanda.

The above mentioned publication is used for a variety of legal notices during the course of the year. The designation of this newspaper allows for a fair and balanced use for publication of said notices based on the best price quoted for the City of North Tonawanda.

If your Honorable Body should concur, I respectfully request that you vote in the affirmative for this official designation.

REVISED

Sincerely,
 Daniel R. Quinn
 City Clerk-Treasurer

MOVED by Alderman Schwandt **SECONDED** by Alderman Pecoraro
 That the Common Council hereby designates the Niagara Gazette as one of the official
 newspapers for the City of North Tonawanda.

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

Nays: None (0)

CARRIED.

IV.1 Engineer

March 11, 2015

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

Re: Emergency Stand-by Power Generation for Pump Stations
 Project No.2014-02
 City of North Tonawanda, Niagara County
 Award of Construction Contract

Dear Honorable Body:

On March 10, 2015, bids were received and opened by the City Clerk for Installation of
 Emergency Stand-by Power Generation for four sewage pump stations. The bid results are as
 follows:

	Bidder	Base Bid
1.	CIR Electric Construction Corp.	\$283,800
2.	South Buffalo Electric, Inc.	\$284,220
3.	Industrial Power and Lighting Corp.	\$286,000
4.	O'Connell Electric Co.	\$294,100
5.	M&M Electric Construction Co.	\$302,500
6.	Weydman Electric, Inc.	\$336,000

The City's electrical engineering consultant, GHD, has tabulated the bids, checked the
 contractor's references and is recommending award of contract.

Accordingly, I respectfully request that the Common Council award the Emergency Stand-by
 Power Generation for Pump Stations to CIR Electric Construction Corp., 400 Ingham
 Avenue, Buffalo, NY 14218 at their low total bid amount of \$283,800; 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 Braun
 That the Common Council hereby awards the bid for the Emergency Stand-by Power
 Generation for Pump Stations to CIR Electric Construction Corp., 400 Ingham Avenue,
 Buffalo, NY 14218 at their low total bid amount of \$283,800; 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.

REVISED

IV.2 Engineer

March 11, 2015

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

Re: Frederick B. Durkee Memorial Bridge
PIN 5757.27
Taylor Drive Over Little River, BIN 2260960
Greenman-Pedersen, Inc. Agreement Amendment No.4
Construction Inspection and Construction Support Services

Honorable Body:

Last year, the Common Council passed a resolution to amend the engineering services during construction and construction oversight agreement with Greenman-Pedersen, Inc. for the Frederick B. Durkee Memorial Bridge Rehabilitation Project, providing funds to extend the bridge inspection for the second construction season through to the end of September 2014. Work proceeded beyond this time period until mid-January 2015 when severe cold temperatures precluded the contractor from completing the final work of steel painting and concrete sealing required. This work is slated to be finished this coming April when warmer weather permits. Existing funding dedicated to the project is in place to perform this work.

Accordingly, I respectfully request that the Common Council approve the enclosed supplemental agreement No. 4 for construction inspection and construction support to Greenman-Pedersen, Inc., 4950 Genesee Street, P.O. Box 165, Buffalo, NY 14225; in an amount not to exceed \$70,364.94; and authorize the Mayor to sign said agreement subject to review by the City Attorney.

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

MOVED by Alderman Braun

SECONDED by Alderman Pecoraro

That the Common Council hereby approves the supplemental agreement No. 4 for construction inspection and construction support to Greenman-Pedersen, Inc., 4950 Genesee Street, P.O. Box 165, Buffalo, NY 14225; in an amount not to exceed \$70,364.94; and authorizes the Mayor to sign said agreement subject to review by the City Attorney.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo

(5)

Nays: None

(0)

CARRIED.

IV.3 Engineer

March 12, 2015

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

Re: Erie Canal Bide Path Extension on Sweeney Street
Project 2015-01
SEQRA – Environmental Assessment

Honorable Body:

In accordance with the New York State Environmental Quality Review Act (SEQRA), the City in its capacity as Lead Agency, has prepared an environmental assessment evaluating the significance of potential environmental impacts of the construction of a ten (10) foot wide asphalt bike path, extending the existing path along Sweeney Street approximately 6,000 linear feet, from the foot of Payne Avenue to Mayors Park.

REVISED

This project is considered as unlisted action under SEQRA. In order for the City to issue a Negative Declaration, Notice of Determination of Non-Significance, the Common Council should act on the following attached resolution.

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

MOVED by Alderman Pecoraro **SECONDED** by Alderman Schwandt
WHEREAS, the City of North Tonawanda, through a grant from the New York State Canal Corporation, intends construct a ten (10) foot wide asphalt bicycle and pedestrian pathway, approximately 6,000 feet in length, extending the existing pathway along Sweeney Street, from the foot of Payne Avenue, through to Mayors Park; located entirely within the city's Sweeney Street Right-of-Way and lands owned by the New York State Canal Corporation.

BE IT RESOLVED, that the Common Council has reviewed the Environmental Assessment prepared by the City Engineer; and

BE IT RESOLVED, that the Common Council declares that based on the Environmental Assessment which has been prepared, the project is an unlisted action and will not result in any significant adverse impacts, and therefore will not have a significant impact on the environment; and

FURTHER, BE IT RESOLVED that the Common Council as Lead Agency hereby issues a Negative Declaration under SEQR Regulations concerning the construction of the Erie Canal Bike Path; and authorizes the Mayor to sign said Environmental Assessment form.

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

VII. Accountant

March 17, 2015

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 March 17, 2015, and 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 Zadzilka **SECONDED** by Alderman Braun
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated March 17, 2015 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$181,493.86
02	Water Fund	34,780.82
04	Sewer Fund	22,085.76
06	Capital Project Fund	<u>70,936.66</u>
	Final Total	<u>\$309,297.10</u>

REVISED

Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo

(5)

Nays: None

(0)

CARRIED.

XXV. Monthly Reports

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

MOVED by Alderman Schwandt

SECONDED by Alderman Zadzilka

That the Common Council hereby receives and files the aforementioned Monthly Reports.

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Greg Doel

WEEKENDS ON WEBSTER CONCERT SERIES

Webster Street
North Tonawanda, New York

February 7, 2015

RE: UPCOMING SUMMER CONCERT SERIES

Dear Mr. Mayor,

We are proposing to bring free concerts back to Downtown North Tonawanda, for a 4th year. Our goal is to offer the same great National Tribute Act, for (6) free shows this summer. These would be weekend, outdoor, performances. The Potential schedule would be the following:

POTENTIAL TALENT LINE-UP

June 27		GNR Tribute Band
July 3	Nerds Gone Wild	80's Tribute Band
July 11	Highway to Hell	AC/DC Tribute Band
July 18	Lotus Land	Rush Tribute Band
August 1	Never Stop Believin'	Journey Tribute Band
August 8	Mr. Speed	Kiss Tribute Band

All main acts listed are tentatively scheduled. This line up could change, but not expected. We would showcase a high end local act to open up the shows, and follow with the main act. The first act would begin around 6PM, with the main act beginning at 8PM. Shows would be completed by 11PM. We plan on using the same "Campus" as the previous years. Security details would remain the same, as well as stage positioning and restroom facilities.

NEEDED FROM THE CITY: Closure of the 1st block of Webster Street, as well as the Renaissance Bridge, beginning at 5PM on show days.

NO PARKING signs put up on show days for the block.

Sincerely,
Greg Doel, President
Crazy Jakes Inc.

REVISED

