

**THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, September 15, 2020
6:30 P.M.**

REGULAR SESSION CALLED TO ORDER BY PRESIDENT ZADZILKA

PLEDGE OF ALLEGIANCE

ROLL CALL

**Present: President Zadzilka
Alderman Schmigel, DiBernardo, Pecoraro, Tylec**

Absent: None

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

AUDIENCE PARTICIPATION – None

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION SEPTEMBER 8, 2020

**MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the minutes of the special session meeting held September 8, 2020 be approved as
circulated and filed in the Office of the City Clerk.**

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

PROOF OF PUBLICATION PUBLISHED 8/18, 8/19, 8/20, 8/21, & 8/22/2020

- 1) Legal Notice – Bid Proposals for Non-Hazardous solid waste disposal collected by the
North Tonawanda Department of Public Works– Supt. Public Works**

PROOF OF PUBLICATION PUBLISHED 8/20/2020

- 1) Legal Notice – North Tonawanda Common Council will be accepting resumes for the
vacancy of 2nd Ward Alderman – City Clerk-Treasurer**

- 2) Legal Notice – Bid Proposals for the Fleischman Park Clock Tower and Site
Improvements – City Clerk-Treasurer**

**MOVED by Alderman Tylec SECONDED by Alderman DiBernardo
That the Common Council hereby receives and files the aforementioned Proof of
Publications.**

CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

#1. William Gosch

August 19, 2020

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

Honorable Body:

I, William Gosch, resign the position of Alderman upon the completion of the search and selection for a permanent Second Ward Alderman by the City Council on or before September 15, 2020.

Sincerely,
William Gosch

MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the Common Council hereby receives and files the letter of resignation from William Gosch, as 2nd Ward Alderman effective September 15, 2020.

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

VII. Accountant

September 10, 2020

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 September 15, 2020 and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Regards,
Jeffrey R. Zellner
City Accountant

MOVED by Alderman Schmigel SECONDED by Alderman DiBernardo
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated September 15, 2020, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$788,894.04
02	Water Fund	43,027.45
04	Sewer Fund	247,058.57
06	Capital Project Fund	505,452.58
07	Trust & Agency Fund	7,851.31
81	CD – Comm. Dev.	<u>12,600.00</u>
00	Final Total	<u>\$1,604,883.95</u>

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

XXV. Monthly Reports

- .1 Clerk-Treasurer
- .2 Senior Citizen Center

MOVED by Alderman Zadzilka **SECONDED** by Alderman Pecoraro
That the Common Council hereby receives and files the aforementioned Monthly Report.
Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)
Nays: None (0)
CARRIED.

COMMUNICATIONS FROM OTHERS

A.
Historic Preservation Commission

September 10, 2020

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

Dear Honorable Body:

The Historic Preservation Commission has passed a motion to designate a hitching post near 286 Goundry Street as a Local Landmark. This hitching post dates from the development of the neighborhood, approximately 1890-1900. This is the last hitching post on City property and is made of carved Medina sandstone. It reflects the historic character and fabric of the surrounding Sweeney Estate National Register Historic District and the Downtown Local Historic District.

The historic maker is currently in City storage as it was removed temporarily as a result of settling over the past 150 years. The hitching post should be reset into the ground using NYSDOT Type 304 material. This is commonly referred to as subbase or structural fill and will allow for a semi permanent foundation that both protects the maker from future uneven settling and any irreversible damage. This location would maintain the historical accuracy of this object and the historic fabric of the Sweeney Estate District. Regarding this location, it should be noted that there are other Erie Canal Communities who organize entire walks and tours based on hitching posts and historic features of neighborhoods. They are objects of great interest and value to the community.

The Local Landmark application has been filled out although there are areas not applicable due to City ownership. If this hitching post receives designation, it will insure documentation and protection in the future should there be any maintenance work required for utilities or roads.

Thank you
Kristin Derby
North Tonawanda Historic
Preservation Commission

MOVED by Alderman Pecoraro **SECONDED** by Alderman Schmigel
That the Common Council hereby amends the request to designate a hitching post near 286 Goundry Street as a Local Landmark. They would like to thank the Historic Preservation Commission for their dedication, but per the City Attorney they should have a Public Hearing for the dedication. So at this time the aforementioned request is tabled.
Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)
Nays: None (0)
CARRIED.

B.

**Tonawandas Erie Canal Gateway
Lions Club**

September 10, 2020

**Alderman-at-Large Austin Tylec
216 Payne Avenue
North Tonawanda, NY 14120**

Dear Mr. Tylec:

The Erie Canal Gateway Lions Club is looking to have a fundraiser on September 19th, 2020. We are looking at Gratwick Park, River Road., North Tonawanda as our venue for this. The event will feature the sale of hamburgers, hot dogs, soda, and water from 11:00am to 3:30pm. (of course, roper health permits and COVID rules will be adhered to). We are graciously asking the city council if they would allow us to use an area of the park and waive the fees for our event. We will not require a pavilion and will coordinate with the Parks & Rec Director for a location.

Proceeds from this fundraiser will help organizations in our Communities of City of Tonawanda and North Tonawanda with donations toward they're needs and events for the upcoming year, as well as donations for hearing aid and eyeglasses assistance. Our Club is very active with Vision Screening for younger students in schools as well as with Health Fairs for our Communities.

Any help you could give us with this would be greatly appreciated.

Thank you in advance.

**Best regards,
Robert Starr, President
Tonawandas Erie Canal Gateway Lions Club**

MOVED by Alderman Tylec

SECONDED by Alderman Pecoraro

That the Common Council hereby grants permission for the Tonawandas Erie Canal Gateway Lions Club to use Gratwick Park, Saturday, September 19, 2020 for their fundraising event.

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

C.

The American Legion Post No. 264

September 9, 2020

**City of North Tonawanda
216 Payne Avenue
North Tonawanda, NY 14120**

Dear Mayor Pappas:

As you may know Tonawanda's Post 264 is the largest veterans group in Niagara County and represents the cities of North Tonawanda and Tonawanda. They are also the youngest veterans group in Western New York and support both communities.

During these hard times we have worked very hard with fundraisers to support our community of veterans, youth and residents.

We are requesting permission to conduct a "Fill the Helmet" event on September 26, 2020 from 10am to 1pm at the corner of Robinson & Payne and Market & Payne. We will meet all Covid requirements with Masks, hand sanitizer and gloves.

Your help is greatly appreciated. POC: Dan Misner 946-1172, 1411 Payne Ave., North Tonawanda, NY 14120 or PO Box 66, Tonawanda, NY 14150.

For God & Country,
Dan Misner
Commander

MOVED by Alderman Pecoraro **SECONDED** by Alderman Zadzilka
That the Common Council hereby approves of The American Legion Post No. 264 to conduct a "Fill the Helmet" event on September 26, 2020 from 10am to 1pm at the corner of Robinson and Payne Avenue and Market & Payne Avenue.

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

LATE COMMUNICATION

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

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

#1.

Andrew Dotterweich

September 11, 2020

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

Dear Honorable Body:

I am resigning from my position of firefighter from the Fire Department effective as of today. Therefore, I respectfully ask to be re-instated to my position as Operator-Trainee at the Wastewater Treatment Plant September 16.

Thank you for your time and consideration of my request.

Respectfully yours,
Andrew J. Dotterweich

MOVED by Alderman Zadzilka **SECONDED** by Alderman Tylec
That the Common Council hereby accepts the letter of resignation from Andrew Dotterweich from his position as Firefighter for the North Tonawanda Fire Department, effective September 15, 2020 and approves re-instating his position as Operator-Trainee at the Wastewater Treatment Plant effective September 16, 2020.

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

LATE COMMUNICATION

MOVED by Alderman Zadzilka **SECONDED** by Alderman DiBernardo
To bring the following late communication to the floor. To change the Common Council Workshop from September 22, 2020 to September 29, 2020

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

MOVED by Alderman DiBernardo SECONDED by Alderman Zadzilka
That the Common Council hereby approves changing the Common Council Workshop from
September 22, 2020 to September 29, 2020

Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)

Nays: None (0)

CARRIED.

AUDIENCE PARTICIPATION - None

ADJOURNMENT

MOVED by Alderman Tylec SECONDED by Alderman DiBernardo

That this regular session of the Common Council be and hereby is adjourned.

CARRIED.

Time of Adjournment: 7:19 P.M.

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer