

**THE HONORABLE BODY
 Council Chambers
 Municipal Building
 North Tonawanda, New York 14120
 Tuesday, May 4, 2021
 6:30 P.M.**

REGULAR SESSION CALLED TO ORDER BY PRESIDENT PECORARO

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Absent: **None**

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

AUDIENCE PARTICIPATION

BJ VanDewater, 1098 Nash Road – Wants #3 of the Traffic Safety minutes tabled for further discussion. Said that Public Notices are not being placed on the website.

Darlene Bolsover, 1337 Sweeney Street – Questioned the Amendment of the Bulk Pick-up Legal Notice and the Public Hearing on the Chapter #42 Flood Plan.

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION APRIL 27, 2021

MOVED by Alderman Tylec **SECONDED** by Alderman Zadzilka
That the minutes of the regular session held April 27, 2021 be approved as circulated and filed in the Office of the City Clerk.

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

Nays: None **(0)**

CARRIED.

PROOF OF PUBLICATION PUBLISHED 04/13/2021

- 1) Legal Notice – Request for Proposals to Complete a Tree Inventory and Community Forest Management Plan – Dir. Youth, Recreation, Parks and Seniors
- 2) Legal Notice – Request for Proposals to Provide Design Services for the extension of the Erie Canal Bike Path in the City of North Tonawanda – City Engineer

PROOF OF PUBLICATION PUBLISHED 04/16/2021

- 1) Legal Notice – Public Hearing for the Amendment to Local Law 2021-2 – Chapter 42 Flood Hazard Areas – City Engineer

PROOF OF PUBLICATION PUBLISHED 04/22/2021

- 1) Legal Notice – Amendment to the North Tonawanda City Code Chapter 45 – Sold Waste – City Clerk-Treasurer

Honorable Body,

I respectfully request that you approve the following Pay Application for work performed under the WWTP Phase 1 Upgrade Contract. Wendel Engineering and I have reviewed and approve this work.

STC Construction Pay App #9	\$108,148.00
Frey Electric Pay App #9	\$85,329.00

The City does not have to issue purchase orders for payment at this time. This work is being funded through a NY State WIIA Grant and NY State Environmental Finance Center (EFC) loan.

With your approval Rotella Grant Management will submit this request to the EFC on the city's behalf. The EFC will then send us the funds to pay these contractors. Thank you for your time and consideration of my request.

Sincerely,
Jason W. Koepsell
Supt. Water/Wastewater

MOVED by Alderman Pecoraro SECONDED by Alderman Tylec
That the Common Council hereby approves the following Pay Applications for work performed under the WWTP Phase 1 Upgrade Contract:

STC Construction Pay App #9	\$108,148.00
Frey Electric Pay App #9	\$85,329.00

Council also gives permission to Rotella Grant Management to submit this request to the NY State Environmental Finance Center ("EFC") on the City's behalf, subject to review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)
Nays: None (0)
CARRIED.

VII. Accountant

April 29, 2021

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 May 4th, 2021, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm regards,
Jeffrey R. Zellner
City Accountant

MOVED by Alderman Pecoraro SECONDED by Alderman DiBernardo
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated May 4, 2021, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$361,171.30
02	Water Fund	37,161.27
04	Sewer Fund	1,485,523.29
07	Trust & Agency Fund	<u>14,267.65</u>
00	Final Total	<u>\$1,898,123.51</u>

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)
Nays: None (0)
CARRIED.

XVII. Traffic Safety

April 19, 2021

Donna Braun
City Clerk-Treasurer
216 Payne Avenue
North Tonawanda, NY 14120

Traffic Safety Minutes:

The April 2021 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1900 hours. Roll call showed the following members present: R. Frank, J. Sikora, M. Meisenburg, M. Lemke, D. Grinnell, A. DiBernardo. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 1. Councilman Tylec had a complaint regarding speeding and cross walk problems on Sweeney Street. The complainant wants the committee to look into placing a stop sign on Sweeney Street in the area of Division Street and Spruce Street with a possible crosswalk to the bike path. A crosswalk can not be put in at this time due to there not being a sidewalk on the south side of Sweeney Street. The bike path has crossings already which were designed by the City Engineer when the bike path was built. Member Frank has had the traffic officer and special speeding enforcement details on Sweeney Street. There have been tickets written and the average speed is 35mph. the speed sign was also put there for 10 days and will be put back out there over the next several months. Stop sign request denied. Sweeney Street will be monitored.**
- 2. Councilman Tylec had a request from the owner of Witter's, Josh Ramos, who asked for a handicap sign near his business. The committee agrees with the request and is asking the council to approve a handicap spot on the south west corner of Schenck Street. This part of the street has a cut out in the street which would help with someone getting out of a vehicle safely. Request approved with approval from the council.**
- 3. Councilman Tylec had a request for "Children at Play" signs on Deerfield Drive right after the bend from Ohio Street. These signs are designated for schools, parks and day cares. Request denied.**
- 4. Councilman Tylec stated that the building owner at Warner and Ward Road has multiple issues with people driving over the sidewalk due there not being curbs. Member Frank has spoken with DPW Superintendent, Mark Zellner. Zellner stated that the intersection is on the list to be worked on this summer. The committee will work with Zellner to help improve the intersection.**

5. The committee received a request to put up a stop sign at Schenck Street and Bryant Street. There is a stop sign at the intersections before and after that intersection therefore another stop sign is not needed. Request denied.
6. The committee received a request from David Horn from Esther Street. Horn would like to have "No Parking" signs put up on Esther Street from Freeman Street to Nash road. There is currently "No Parking" signs that go from the first house on Esther Street to Nash Road. The committee is willing to grant the request and advised Horn to speak to his neighbors about what side they would like the signs on.
7. The committee received a complaint from the North Tonawanda School Bus Supervisor, Thomas Witt. Witt states that the buses have a hard time getting down Drake Drive due to the parking on both sides of the street. Committee members looked at the street and felt that putting up "No Parking" signs up on the south side of St. Joseph Street by Drake Drive would be better due to there not being any houses/driveways on that side. Frank spoke with Witt who agreed to change his bus route from Drake Drive to St. Joseph Drive which would give his bus drivers more room. Request granted with approval from the council.

Meeting adjourned at 2015 hours.

Travel safely,
Robert J. Frank

MOVED by Alderman Pecoraro **SECONDED** by Alderman Tylec
That the Common Council hereby approves of Traffic Safety recommendation #2, #7 and tables #3 to send back for reconsideration. Council receives and files the Traffic Safety minutes from their April meeting.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro

(5)

Nays: None

(0)

CARRIED.

XIX. Building Inspector

April 26, 2021

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

Dear Honorable Body:

Attached please find copy of the only proposal received by this department for brush, weed cutting and clean up of private property for the 2021 season.

We sent out requests for bids to local landscaping contractors, see attached list.

After opening said bid and a review of same, I recommend that the 2021 weed contract be awarded to the only responsible bidder, Complete Lawn Care & Fencing Inc. 378 Witmer Road, North Tonawanda.

This is the same company we used for the last three years and are satisfied with their performance.

If you have any questions or need additional information, please let me know.

**Cosimo R. Capozzi
Building Inspector**

MOVED by Alderman Zadzilka SECONDED by Alderman Schmigel
That the Common Council hereby awards the bid for the 2021 Weed Contract to Complete
Lawn Care & Fencing, Inc., 378 Witmer Road, North Tonawanda, NY 14120, subject to
review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)
Nays: None (0)
CARRIED.

XXV. Monthly Reports

.1 Police Department

MOVED by Alderman Pecoraro SECONDED by Alderman Tylec
That the Common Council hereby receives and files the aforementioned Monthly Report.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)
Nays: None (0)
CARRIED.

COMMUNICATIONS FROM OTHERS

A.
Sweeney Hose Co.

April 17, 2021

North Tonawanda City Hall
Attn: NT Common Council
C.C. Chief Joe Sikora
216 Payne Avenue
North Tonawanda, NY 14120

Re: Fundraising 2021

Dear Honorable Council,

The Sweeney Hose Company #7 requests permission to conduct add the following fundraising events to the calendar year 2021:

Non-Repetitive Events

Craft Show / Flea Market	one event in July or August – exact date TBD
Golf Tournament	one event in August or September – exact date TBD

*****All of the events listed will follow Covid 19 regulations and guidelines at the time of the actual event*****

Sincerely,
Raymond Dworzanski

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro
That the Common Council hereby grants approval for Sweeney Hose Company to add the
two (2) additional aforementioned events to their 2021 Fundraising schedule.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)
Nays: None (0)
CARRIED.

AUDIENCE PARTICIPATION

BJ VanDewater, 1098 Nash Road – Cannot find any restrictions per NYS guidelines why City Hall cannot be opened, and wants City Hall opened.

Susan Wilke, 329 Miller Street - She disagrees with the City Engineer regarding the wetlands, and gave a demonstration on soils.

Darlene Bolsover, 1337 Sweeney Street – Questioned why 1100 Sweeney Street has black piles of millings next to a home and land.

Kevin Kozlowski, 985 Nash Road – Thanked the Council for approving the additional events for Sweeney Hose and also the letting the Neighborhood Watch to have their Dingus Day Parade.

ADJOURNMENT

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

Time of Adjournment: 7:35 P.M.

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer