

Paul Kudla, 3045 Baseline Road, Grand Island – Representative from NYS Senator George Maziarz’s office - Stated that the problem with the transformers on Meadow Drive at Wayne Avenue will be resolved.

Sonia Dusza, 123 Miller Street – Asked about freedom of information request that she submitted.

Mr. Gosch – Wanted more copies of the Abstract of Claims made available to the public at the meetings.

Mark Houghton, 795 Nash Road – Asked the Council to have later starting times for meetings.

Mike Gondek, 257 Brentwood Drive – Asked the Council to have later starting times for meetings and workshops.

COMMUNICATIONS FROM CITY OFFICIALS

II.1 Attorney

June 12, 2006

**Hon. Mayor and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120**

Re: Fireworks Display – July 4, 2006

Dear Honorable Body:

Attached is an Indemnification Agreement between the City and the New York State Thruway Authority/New York State Canal Corporation for the use of the canal for the fireworks display July 4th. This is identical to the one executed last year by the mayor, except for current dates. In addition, attached is the agreement with Herbert F. Darling, Inc. for use of a barge for the fireworks.

If your Honorable Body concurs, please authorize Mayor Soos to execute both agreements as attached. Should you have any questions, please do not hesitate to contact me.

Very truly yours,
Shawn P. Nickerson
City Attorney

MOVED by Alderman Rizzo

SECONDED by Alderman Brick

That the Common Council hereby authorizes the Mayor to sign an Indemnification Agreement between the City and the New York State Thruway Authority/New York State Canal Corporation for the use of the canal and the agreement with Herbert F. Darling, Inc. for use of a barge for the fireworks display July 4th fireworks pending review and approval of the City Attorney.

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer (5)

Nays: None (0)

CARRIED.

II.2 Attorney

**Hon. Mayor and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120**

RE: Weatherbest Slip(s) – New Lease Agreement

Dear Honorable Body:

Per your request, attached is a proposed lease agreement between the City and the Weatherbest Slip leasees for a new three-year term beginning June 1, 2006. As you know, since the 2001 term the leasees have been holdover tenants on the 1995 lease agreement.

Should your Honorable Body concur, please authorize Mayor Soos to execute the leases as attached. Should you have any questions, please do not hesitate to contact me.

Very truly yours,
Shawn P. Nickerson
City Attorney

MOVED by Alderman Sommer

SECONDED by Alderman Donovan

That the Common Council hereby authorizes the Mayor to sign the 3 year lease for the Weatherbest Slips subject to the City Attorney adding language requiring annual inspections by the code enforcement department and subject to review and approval of the City Attorney.

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer

(5)

Nays: None

(0)

CARRIED.

IV. Engineer

June 14, 2006

Honorable Lawrence V. Soos, Mayor
and Common Council Members
City Hall
North Tonawanda, New York 14120

Re: Project 2006-01, Old Falls Boulevard
Award of Contract

Dear Honorable Body:

On Tuesday, June 13, 2006, seven (7) bids from qualified contractors were received to reconstruct Old Falls Boulevard, including replacement of the sanitary sewers, from Niagara Falls Boulevard to Louisa Street. The corrected bid results are as follows:

• Northeast Diversification	\$966,823.00
• Yarussi Construction, Inc.	\$978,848.00
• Mark Cerrone, Inc.	\$1,036,218.00
• Man-O-Trees	\$1,043,000.00
• Accadia Site Contracting, Inc	\$1,056,076.20
• Kandey Construction, Inc	\$1,221,369.00
• LDC Construction Co., Inc.	\$1,269,493.40

The Capital Improvements Budget allocated the Old Falls Boulevard Project funds as follows:

• Bond	\$390,302.58
• CHIPs	\$200,000.00
• DPW (Sanitary Sewer Bond)	<u>\$460,000.00</u>
	\$1,050,302.58

Our consultants, Wendel Duchscherer, Architects and Engineers, have reviewed the bid results and recommend award of the contract.

Accordingly, I respectfully request that the Common Council award Project 2006-01, Old Falls Boulevard Reconstruction, to Northeast Diversification, 2 Cadby Industrial Park,

Lancaster, NY 14086, at their low bid in the amount of \$966,823.00; authorizing the mayor to sign the said contract, subject to review by the City Attorney.

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

MOVED by Alderman Sommer **SECONDED** by Alderman Donovan
That the Common Council hereby awards Project 2006-01, Old Falls Boulevard Reconstruction, to Northeast Diversification, 2 Cadby Industrial Park, Lancaster, NY 14086, at their low bid in the amount of \$966,823.00 and authorizes the Mayor to sign the contract, subject to review by the City Attorney.

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer (5)

Nays: None (0)

CARRIED.

VII. Accountant

June 15, 2006

Honorable Lawrence V. Soos, Mayor
and Common Council
City Hall
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 June 21, 2006, and further authorize the Mayor and City Clerk to respectively sign and countersign said Warrant.

Very truly yours,
David R. Jakubaszek
City Accountant

MOVED by Alderman Schwandt **SECONDED** by Alderman Brick
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated June 21, 2006 and further authorizes the Mayor and City Clerk respectively sign and countersign said Warrant:

01	General Fund	\$180,329.11
02	Water Fund	15,939.46
04	Sewer Fund	29,883.40
06	Capital Project Fund	369,497.52
07	Trust & Agency Fund	1,281.88
08	Community Development	169,998.36
11	General Fund Encumbered	7,789.00
14	Sewer Fund Encumbered	13,200.00
19	Bishop Gibbons	950.00
	Final Total	<u>\$788,868.73</u>

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer (5)

Nays: None (0)

CARRIED.

XI. Fire

May 26, 2006

Mayor Lawrence Soos
and Common Council

Honorable Mayor and Common Council Members:

On Monday, May 15, 2006, bids for one (1) new Breathing Air Station for the North Tonawanda Fire Department were received and publicly opened in the City Clerk's Office.

The sole bidder was:

Breathing Air Resources	\$34,785.00
3297 Ridge Road	
Ransomville, New York 14131	

I recommend that the Common Council award the bid for the Breathing Air Station to Breathing Air Resources.

Respectfully,
Gregory R. Frank
Fire Chief

MOVED by Alderman Rizzo

SECONDED by Alderman Brick

That the Common Council hereby awards the bid for one (1) new Breathing Air Station for the North Tonawanda Fire Department to Breathing Air Resources, 3297 Ridge Road, Ransomville, New York 14131 at their bid price of 34,785.00 subject to the approval of the City Attorney.

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer (5)

Nays: None (0)

CARRIED.

XXV. Monthly Reports

.1 Traffic Safety

.2 Building Inspector

MOVED by Alderman Sommer

SECONDED by Alderman Donovan

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

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

June 12, 2006

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

Gentlemen:

The Friends of the Riviera are again planning a Black Ties in the Tonawandas event on Saturday, September 9, 2006. We have asked everyone to park in the Manhattan Street parking lot to be picked up in a limo-bus for a ride to Winfield Marina and then back to the Riviera for Legends of Yesterday, our featured show.

