

AUDIENCE PARTICIPATION

Frank Budwey, 535 Division Street – Wants Planning Commission to find a Positive Declaration for Wal-Mart.

Debbie Gondek, 257 Brentwood Drive – Asked what the procedures are regarding 408 Oliver Street and the Meadow Drive Extension.

Gordon Fritz, 1727 Eddy Drive – Asked about the Engineer’s agenda item regarding Kingston Avenue.

David Seeger, Attorney for NT First – Asked the Common Council to instruct the Planning Commission to find a Positive Declaration regarding Wal-Mart.

COMMUNICATIONS FROM CITY OFFICIALS

I.1 Mayor

January 29, 2007

North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

**Re: Veto of Communication from City Clerk pertaining to 408 Oliver Street
Passed at Common Council meeting of January 16, 2007**

Dear Honorable Body:

At a Regular Session of the North Tonawanda Common Council held in the Council Chambers at 7:00 pm on Tuesday, January 16, 2007, your Honorable Body passed a resolution authorizing the auctioning of 408 Oliver Street as requested via a communication from City Clerk, Thomas M. Jaccarino, (CC Communication XVI.2 City Clerk).

In accordance with the Mayor’s powers under Section 2.023 (a) of the City Charter, I hereby veto passage of said resolution based upon the following reasons:

As you all know, I was in favor of demolishing this property as it is an eyesore and in my opinion is without the possibility of rehabilitation. The building is truly a wreck and in consulting with the City Engineer it would cost approximately \$8,000 to demolish but that does not include the upwards of \$25,000 to abate the asbestos. Thus, it would be costly for the city to demolish same and if a truly viable individual would want to rehabilitate this building, I see it as an alternative, however slim. Although, in reality, said individual would face similar expensive asbestos costs and other related rehabilitation expenses.

Furthermore, while I do agree that this municipal owned property should be subject to the auction process as opposed to a private sale, I would like to see solid bid specifications and guidelines made part of the auction process so that anyone who may bid on this property has to comply with a potential forfeiture of the property or monies put up, if they do not. The City Engineer suggested that the successful bidder put up a Letter of Credit that is a sum of money controlled by the city, to secure the completion of the property rehabilitation within all required engineering and building inspector guidelines and building permit/occupancy requirements. Also, the proper removal, securing and/or abatement of the asbestos problem would have to be a top priority. Thus, all these requirements should be made part of the formal bidding process, in writing, so that there will be no question by the successful bidder as to what the city requires to be done with this property and on what kind of timetable. Any other requirements as part of this process should also be considered. We do not want this property in its present condition to linger indefinitely.

Based upon the reasons set forth above, I hereby veto said resolution and do not approve same as presented by the Common Council.

community on the whole and the negative impacts on the surrounding landowners and school district, have not been investigated thoroughly enough, and finally, the environmental impacts of the project as pointed out by the abutting landowners and the Citizens for a Green North Tonawanda. Thus, as part of this veto message, I am also incorporating my reasoning set out in my previous veto of this project in my budget veto message of September 24, 2006.

Based upon the reasons set forth above, I hereby veto said resolution and do not approve same as presented by the Common Council.

Additionally, I applaud the position taken by Alderman Kevin Brick in this matter pertaining to his vote on January 16, 2007 against this project resolution. I would hope that the remainder of the Common Council join with him in not overriding this veto message.

Lastly, for the record, I hereby dispute the newspaper comments made by Common Council President Brett Sommer regarding his allegation that the reason I am vetoing this project is that Republican Congressman Thomas Reynolds secured the Federal monies for this project. I do appreciate Congressman Reynolds efforts in this matter and I would hope that he helps our city in the future, but in this instance, I would have rather had these monies applied towards overall road improvements throughout the city which are truly needed, as opposed to one project that has many questionable aspects to it and of which I believe the city is not prepared for at this time.

Sincerely,
Lawrence V. Soos
Mayor

MOVED by Alderman Sommer SECONDED by Alderman Donovan

That the Common Council hereby overrides the aforementioned veto.

Ayes: Rizzo, Schwandt, Donovan, Sommer (4)

Nays: Brick (1)

CARRIED.

I.3 Mayor

January 31, 2007

North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

Re: City of North Tonawanda Approval of Niagara River Greenway Plan

Dear Honorable Body:

On January 23, 2007, at the City of Tonawanda City Hall, both the Mayors of the cities of North Tonawanda and Tonawanda along with Common Council members of each city, were present for a presentation made by Rob Belue, Niagara River Greenway Commission Administrative Coordinator. Mr. Belue outlined the proposed Niagara River Greenway Plan that establishes a unified vision and a set of principles for the Niagara River Greenway. Mr. Belue identified the assets and resources that make up the Greenway, the potential funding sources for activities/projects, the municipal boundaries involved and the overall goals of the Niagara River Greenway Plan.

Please be advised that I am in support of the Niagara River Greenway Plan as developed and presented, as is Common Council President Brett Sommer, along with the North Tonawanda Waterfront Commission. The Greenway Plan will serve to develop and enhance our waterfront and our community as a whole, to the benefit of our municipality and its residents.

Accordingly, at this time I am requesting that after your review and consideration, your Honorable Body approve the attached Resolution in support of the Niagara River Greenway Plan.

Sincerely,
Lawrence V. Soos
Mayor

MOVED by Alderman Sommer

SECONDED by Alderman Donovan

WHEREAS, On September 21, 2004, Chapter 460 was approved, enacting Article 39 of the New York Parks, Recreation and Historic Preservation Law (“PRHPL”), in relation to establishing the Niagara River Greenway Commission (the “Commission”) and providing for the membership and powers and duties thereof;

WHEREAS, the purpose of the Commission is to undertake all necessary actions to facilitate the creation of a Niagara River Greenway (the “Greenway”). The Commission was charged to develop a plan and generic environmental impact statement for the creation of the Greenway designed to enhance waterfront access, complement economic revitalization of the communities along the river and ensure the long-term protection and maintenance of the natural, cultural and historic resources of the Greenway;

WHEREAS, the Niagara River Greenway Commission has contracted with a team of consultants led by the firm of Wendel-Duchscherer to assist the Commission in the development of the plan following the provisions of Chapter 460, with the aid of the Local Government Advisory Committee and Citizens Advisory Committee to advise on matters of interest.

WHEREAS, a Greenway plan was professionally prepared with an extensive public participation process that involved hundreds of residents and civic leaders from throughout the Niagara River Greenway Area; and

WHEREAS, the Greenway plan establishes a unified vision and a set of principles for the Niagara River Greenway. It identifies the assets and resources that make up the Greenway. It sets priorities that suggest the types of activities to target in the near-term. It identifies potential funding sources, partnerships and linkages, and addresses key transportation issues that affect the Greenway. The Plan also discusses several high priority “Implementation Concepts” which describe system-wide approaches and strategies for Greenway development; and

WHEREAS, Section 39.07 of the New York PRHPL states in part that “the local legislative body of each city, town, or village within the boundaries designated by the draft plan must approve the plan following the public hearing or hearings and before it is submitted to the Commissioner” of the New York State Office of Parks, Recreation and Historic Preservation for approval; and,

WHEREAS, local approval of the plan will not impact local autonomy, and

WHEREAS, approval of the plan will lead to a variety of benefits for the Niagara River Greenway area, including but not limited to:

- **strengthening its cultural and historical identity; and**
- **providing technical assistance and increased funding opportunities for projects within the Greenway Area; and**

WHEREAS, the City of North Tonawanda is a municipality that falls within the boundaries of the Niagara River Greenway Area; and,

WHEREAS, the City of North Tonawanda has reviewed the Greenway Plan

NOW, THEREFORE, BE IT RESOLVED that the City of North Tonawanda supports the vision of the Niagara River Greenway that “The Niagara River Greenway is a world-class corridor of parks and landscapes that celebrates and interprets our unique natural, cultural, recreational, scenic and heritage resources and provides access to and connections between these important resources”; and

BE IT FURTHER RESOLVED that the City of North Tonawanda hereby approves the Niagara River Greenway Plan, and recommends that the plan be approved by the Commissioner of NYS Office of Parks, Recreation and Historic Preservation.

Thank you.

Sincerely,
Lawrence V. Soos
Mayor

MOVED by Alderman Schwandt **SECONDED** by Alderman Donovan
That the Common Council hereby receives and files the aforementioned communication.
CARRIED.

I.7 Mayor

February 1, 2007

North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

Re: Resolution in Support of the Permanent Return of 70 Megawatts of Replacement Power (RP) from Niagara Power Project; a more Flexible Criteria for Allocating Low-Cost Hydropower; and the Continuation of the Power for Jobs Program

Dear Honorable Body:

This office has been contacted by the Niagara USA Chamber regarding the passing of a resolution that supports the immediate and permanent return of the 70 megawatts of Replacement Power (RP) which was taken from the region within the 30 mile radius of the Niagara Power Project, and sold on the open market to create cost savings benefits for other businesses statewide. Also, this resolution supports a more flexible criteria for allocating low-cost hydropower and the continuation of the Power for Jobs Program. It is very important that low-cost hydropower is available to local business projects in order to entice and sustain economic development and create and sustain jobs in Niagara County and particularly in North Tonawanda.

By passing this resolution and sending a copy to our local State Representatives and to New York State leaders in Albany, we will be sending one unified message with other municipalities in Niagara County and Western New York that the power produced by the Niagara Power Project is a regional asset that should be kept here to assist in bringing capital investment and jobs to our local communities.

Furthermore, the City of North Tonawanda has also been participating in the Public Power Coalition (PPC) which is an alliance of five (5) communities, namely, North Tonawanda, Tonawanda, Town of Tonawanda, Amherst and Grand Island. The PPC was formed in response to the ongoing relicensing proceedings for the New York State Power Authority's Power Project (NYPA). As you know, late last year the City of North Tonawanda as a PCC community, passed a resolution requesting monetary compensation along with low-cost power to be divided between the PPC communities from the New York Power Authority. Rest assured, it is still the City's intent to aggressively pursue both the monetary compensation and additional low-cost power regardless of the potential return of the Replacement Power (RP) being requested herein.

Accordingly, after your Honorable Body's review and consideration, please pass the attached resolution in support of the immediate and permanent return of the 70 megawatts of Niagara Power Project Replacement Power (RP), a more flexible criteria for allocating low-cost hydropower, and the continuation of the Power for Jobs Program.

Thank you very much for your anticipated cooperation in this matter.

Sincerely,
Lawrence V. Soos
Mayor

MOVED by Alderman Brick

SECONDED by Alderman Donovan

WHEREAS, Niagara County is home to a key regional asset, the New York Power Authority's Niagara Power Project, consisting of the Robert Moses Power Plant, the Lewiston Pump Generating Plant and adjacent reservoir and right-of-ways occupying well over 3,000 acres of prime land that is not on any municipal tax rolls, and

WHEREAS, the Niagara Redevelopment Act, enacted by Congress in 1957, required the sale of 445 Megawatts of Niagara Power Project power to industries that formerly relied on low-cost power from the Schoellkopf hydroelectric plant which was destroyed by a rockslide in 1956, and

WHEREAS, the criteria for allocation of the Niagara Power Project's Replacement Power (RP) and Expansion Power (EP) has been in place since the 1960's, and is extremely outdated and geared specifically toward manufacturing companies, which today rely on lean manufacturing practices to remain competitive in a rapidly growing global economy, and

WHEREAS, the Power for Jobs program is the only New York State power program that can be used for business retention purposes, and

WHEREAS, our effort to spur on good sustainable economic development by helping to create an environment in the private sector that will lead to capital investment and the creation of good paying jobs for our citizens has been a challenging and highly competitive mission, but one that we are prepared to meet, and

WHEREAS, low-cost power from the Niagara Power Project is a key economic development tool used by our economic development professionals in their effort to attract or retain companies by keeping their cost of doing business competitive, now, therefore be it

RESOLVED, that the City of North Tonawanda go on record in support of the immediate and permanent return of the 70 Megawatts of Replacement Power, made available state-wide as the result of a December 2005 amendment to the Public Authorities Law, to the area within the 30-mile radius of the Niagara Power Project, which was the intent of Congress, and enacted into federal statute in 1957, and be it further

RESOLVED, that the City of North Tonawanda go on record in support of making more flexible, the criteria for allocation of low-cost hydropower to reflect the 21st Century realities and economy and make capital investment and not jobs, the key value point for eligibility, and be it further

RESOLVED, that the City of North Tonawanda go on record in support of the expansion and extension of the Power for Jobs program, and be it further

RESOLVED, that a copy of this resolution be forwarded to New York State Governor George Pataki, New York State Senator George Maziarz, New York State Senator Marc A. Coppola, New York State Assemblywoman Francine DelMonte, New York State Assemblyman Stephen Hawley, New York State Assemblyman Robin Schimminger, New York State Assemblyman Jim Hayes, New York State Assemblyman Michael Cole, New York State Assembly Speaker Sheldon Silver, New York State Senate Majority Leader Joseph L. Bruno, New York State Senator Jim Wright, Chairman, Senate Standing Committee on Energy and Telecommunications and Committee Members, New York State Assemblyman Paul D. Tonko, Chairman, Assembly Energy Committee and Committee Members, and Samuel M. Ferraro, Commissioner, Niagara County Center for Economic Development.

Ayes: Brick, Rizzo, Donovan, Sommer

(4)

Nays: None

(0)

Abstained: Schwandt

(1)

CARRIED.

II.1 Attorney

January 9, 2007

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

Re: Gratwick-Riverside Park – Indemnification Agreement

Dear Honorable Body:

Attached for your review and approval is the indemnification agreement between the City of North Tonawanda, Niagara Mohawk Power Corporation, Occidental Chemical Corporation, Bell Aerospace Textron and Booth Oil Company, Inc. and is required for the final transfer of Gratwick-Riverside Park to the City of North Tonawanda. You will note that all of the other entities have already executed the agreement.

Should your Honorable Body concur, please pass a resolution authorizing the Mayor to execute the agreement, subject to review by the City Attorney.

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 the indemnification agreement between the City of North Tonawanda, Niagara Mohawk Power Corporation, Occidental Chemical Corporation, Bell Aerospace Textron and Booth Oil Company, Inc. which is required for the final transfer of Gratwick-Riverside Park to the City of North Tonawanda, subject to review by 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, NY 14120**

Re: Local Government Music License Agreement – ASCAP

Dear Honorable Body:

Attached is a license agreement between the American Society of Composers, Authors and Publishers (ASCAP) and the City of North Tonawanda, which ASCAP contends is necessary to cover any music performed at city events and functions so as not to violate U.S. Copyright Law. The local government music license agreement is a recent phenomenon developed jointly by ASCAP and the International Municipal Lawyers Association, in order to shake down more than 30,000 communities in the United States for license fees. The term for one year commencing June 1, 2006 and extending through May 31, 2007 and the license fee for a city of our size is \$280.00.

Should your Honorable Body concur, please pass a resolution authorizing the Mayor to execute the agreement, subject to review by the City Attorney. If you have any questions, please do not hesitate to contact me.

Very truly yours,
Shawn P. Nickerson
City Attorney

MOVED by Alderman Brick

SECONDED by Alderman Schwandt

That the Common Council hereby authorizes the Mayor to sign the contract amendment to the City's agreement with the New York State Office of Parks, Recreation and Historic Preservation for the construction of the Niagara Riverwalk, Contract A that extends the project completion date until December 31, 2007.

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer

(5)

Nays: None

(0)

CARRIED.

IV.4 Engineer

January 23, 2007

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

**Re: 815 River Road Environmental Restoration Project
Engineering Agreement Amendment**

Dear Honorable Body:

The New York State Department of Environmental Conservation has reviewed the scope of work and is requested that City amend its engineering agreement with Stearns and Wheler, LLC for engineering services regarding the 815 River Road Site. Our Consultants have met with the State and proposed the following amendments:

- 1. Prepare a site investigation (SI) report, including analytical test reporting from soil and water sampling; delineate possible impacted soils from Geoprobe soil sample testing. The report shall include:**
 - Discussion of background information;**
 - Description of field activities;**
 - Presentation of findings;**
 - Identification of cleanup goals;**
 - Conclusion and recommendations**
- 2. Prepare a remedial alternatives report (RAR) identifying alternatives to remediate impacted soils identified in the SI. The selected alternative will be evaluated further for resultant exposure, clean up standard compliance, effectiveness, reduction of toxicity, mobility and volume, cost effectiveness, etc.**
- 3. Both the SI and RAR will be submitted as draft. Upon review and comment by City and NYSDEC the reports will be revised and submitted as final reports.**
- 4. Testing of onsite soil piles and drums and defining removal/disposal recommendations**
- 5. Provide and Environmental Easement required by NYSDEC to include: updated title report prepared by NYS licensed title company; updated metes and bounds description; boundary survey; and an existing conditions topographic survey.**

All cost associated with the engineering related work are eligible for up to 90% reimbursement under the State Assistance Contract for Environmental Restoration Programs.

Accordingly, I respectfully request that the Common Council, amend the 815 River Road Environmental Restoration professional consulting services contract with Stearns and Wheler, LLC, University Centre, Suite 100, 415 North French Road, Amherst, NY 14228, to include the aforementioned additional work, increasing the contract amount by \$15,575; from \$33,800 to \$49,375; authorizing the mayor to sign said contract amendment, subject to review by the City Attorney.

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

MOVED by Alderman Brick

SECONDED by Alderman Donovan

That the Common Council hereby amends the 815 River Road Environmental Restoration professional consulting services contract with Stearns and Wheler, LLC, University Centre, Suite 100, 415 North French Road, Amherst, NY 14228, to include the aforementioned additional work, increasing the contract amount by \$15,575; from \$33,800 to \$49,375 and authorizes the Mayor to sign said contract amendment, subject to review by the City Attorney.

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

Nays: None (0)

CARRIED.

V. Water

January 18, 2007

Honorable Mayor Lawrence Soos
 And Common Council
 City Hall, 216 Payne Avenue
 North Tonawanda, NY 14120

Re: Fuel Oil Bid

Dear Mayor and Common Council:

On Thursday, January 4, 2007, at 11 AM, bids were received and publicly opened in the City Clerk's Office for supplying the Water Pumping Plant with Fuel Oil.

The following bids were received:

<u>Bidder</u>	<u>Bid</u>
T. F. Kurk	(No Bid) 1 yr. \$1.6487/gal. 3 yr.
NOCO Energy Corp	\$2.399/gal. 1 yr. (No Bid) 3 yr.

I recommend that Common Council award the bid contract for Fuel Oil to Kurk Fuel Co., 78 Sawyer Ave., Tonawanda NY 14150 at the above low bid. This will be contingent upon approval of the City Attorney.

Sincerely,
 Paul J Drof
 Water/Wastewater Superintendent

MOVED by Alderman Brick

SECONDED by Alderman Schwandt

That the Common Council hereby awards the bid contract for Fuel Oil to Kurk Fuel Co., 78 Sawyer Ave., Tonawanda NY 14150 at the above low bid, subject to approval of the City Attorney.

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

Nays: None (0)

CARRIED.

VII.1 Accountant

February 1, 2007

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 February 6, 2007, 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 Donovan
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated February 6, 2007 and further authorizes the Mayor and City Clerk respectively sign and countersign said Warrant:

01	General Fund	\$147,248.40
02	Water Fund	33,382.13
04	Sewer Fund	128,859.60
06	Capital Project Fund	137,531.59
07	Trust & Agency Fund	7,520.55
08	Community Development	840.13
11	General Fund Encumbered	97,284.73
12	Water Fund Encumbered	2,155.00
14	Sewer Fund Encumbered	6,629.48
17	Home Rehab Program	<u>51,679.00</u>
	Final Total	<u>\$613,130.61</u>

Ayes: Brick, Rizzo, Schwandt, Donovan, Sommer (5)
Nays: None (0)
CARRIED.

VII.2 Accountant

December 27, 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 2, Section 5.023 and Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following transfers of fiscal year 2007 appropriations, based on the request of Department Heads, copy attached:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>From Appropriation Account</u>	<u>Into Appropriation Account</u>
1	31,827.00	1-1620.440 Buildings & Grounds	1-1210.100 Mayor Personal

C.
Ralph LaFreniere

January 26, 2007

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, New York 14120

Dear Honorable Body:

I am requesting to be reappointed as a Commissioner of Deeds for the City of North Tonawanda. My current term expired December 18, 2006.

Thank you.

Sincerely,
Ralph LaFreniere
722 Payne Avenue
North Tonawanda, NY 14120

MOVED by Alderman Donovan SECONDED by Alderman Brick
That the Common Council hereby reappoints Ralph LaFreniere, 722 Payne Avenue, North Tonawanda, NY 14120 as a Commissioner of Deeds for the City of North Tonawanda for a term beginning February 7, 2007 expiring February 6, 2009.
CARRIED.

D.
Carousel Society

January 5, 2007

Mayor Lawrence Soos
City Hall
North Tonawanda, NY 14120

Dear Mayor Soos:

As per our agreement with the City, I am notifying you that the Carrousel Museum will be presenting a Renaissance Festival in the Linear Park adjacent to the museum on Saturday, June 2, 2007 from 10:00AM – 6:00PM.

We are also requesting the use of Felton Field for the day – the portion outside the ballpark, as last year. The portion behind the ballpark near Lincoln Ave. and the School will be used for equestrian activities. From 2-4 horses and riders in medieval costume will demonstrate skills the knights developed in the period. These would include catching a ring on a baton (Catch the Brass Ring), saving a damsel in distress (mannequin) and hitting a spinning target. There will be no jousting or combat involved with these horses. The Society for Creative Anachronism, which is presenting the activities, will be supplying an insurance certificate to the City.

Additional assistance from the City is requested as follows:

1. Fencing to close the Linear Park from Thompson to Lincoln, as last year.
2. 8 tables from Parks Department.
3. 6 trash cans.
4. Street barriers to close off Thompson St. between Vandervoort and Lincoln.
5. Although we had no difficult situations at all in the past 6 years, it may be helpful to have auxiliary police on hand to assist people crossing the street and to monitor on-lookers near the horses.

Thank you for your continuing support for the museum.

Yours truly,
Charles Proefrock, President

MOVED by Alderman Brick

SECONDED by Alderman Schwandt

That the Common Council hereby approves City assistance to the Carrousel Museum for their Renaissance Festival in the Linear Park adjacent to the museum on Saturday, June 2, 2007 from 10:00AM – 6:00PM and the use of Felton Field for the day (the portion outside the ballpark) as follows:

1. Fencing to close the Linear Park from Thompson to Lincoln, as last year.
2. 8 tables from Parks Department.
3. 6 trash cans.
4. Street barriers to close off Thompson St. between Vandervoort and Lincoln.
5. Auxiliary police on hand to assist people crossing the street and to monitor on-lookers near the horses.

CARRIED.

MOVED by Alderman Donovan

SECONDED by Alderman Brick

BE IT RESOLVED that the North Tonawanda Common Council encourages the North Tonawanda Planning Commission to seek and hire a qualified, independent third party firm that will prepare the Environmental Impact Statement and assist the City in the review of the Wal-Mart developer's SEQRA materials with all costs paid by the developer.

CARRIED.

AUDIENCE PARTICIPATION

Mary Fonzi, 609 Christiana Street – Thanked the Common Council for approving the Greenway Plan and asked if a traffic study was done for Meadow Drive.

Tom Konopka, 1261 Bowen Drive – Asked that the cap on the Veterans exemption be raised.

Jerry DiVirgilio, 767 Payne Avenue – Questioned agenda item regarding the budgetary transfer for the Mayor's Office and spoke in support of hiring a secretary for the Mayor's Office.

Mike Gondek, 257 Brentwood Drive – Asked about he NT Federal Credit Union and asked about agenda item regarding the budgetary transfer for the Mayor's Office and spoke in support of hiring a secretary for the Building Inspector's Office.

Cosimo Capozzi, NT Building Inspector – Asked if the Common Council was going to approve a Secretary for his office.

David Seeger, Attorney for NT First – Asked that the Common Council become lead agency for Wal-Mart, stated that the area that Wal-Mart wants to build in is ideal for light manufacturing and that two streets will have to be abandoned or discontinued.

Arthur Pappas, 1417 Forbes Street – Stated that the Common Council should concentrate on major issues.

Keith Craigie, 347 Brentwood Drive – Asked if a meeting was scheduled with National Grid and Nancy Donovan.

Debbie Gondek, 257 Brentwood Drive – Thanked Bob Sondel about information regarding Special Assessments.

ADJOURNMENT

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

Time of Adjournment: 8:19P.M.

Respectfully submitted,

Thomas M. Jaccarino
City Clerk