



**II. Attorney**

**March 25, 2008**

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

**Re: Gratwick-Riverside Park – Release of Retainage from DEC**

**Dear Honorable Body:**

**Attached are the following documents required by the DEC in order for the City of North Tonawanda to recoup over \$100,000 which is being held by the DEC as a retainage amount for the Gratwick-Riverside Park remediation project: 1). Final Payment Release and 2). Affidavit of Contractor as to Payment of Subcontractor Wages, Including Supplements, Pursuant to Section 220-a of the Labor Law.**

**If your Honorable Body concurs, please pass a resolution enabling the Mayor to execute these documents, and any others that may be required by the DEC regarding Gratwick-Riverside Park, subject to review by the City Attorney.**

**Very truly yours,  
Shawn P. Nickerson  
City Attorney**

**MOVED by Alderman Brick**

**SECONDED by Alderman Pasiak**

**That the Common Council hereby authorizes the Mayor to sign the aforementioned Final Payment Release and Affidavit of Contractor as to Payment of Subcontractor Wages, Including Supplements, Pursuant to Section 220-a of the Labor Law regarding the Gratwick-Riverside Park remediation project, subject to review by the City Attorney.**

**Ayes: Brick, Pasiak, Schwandt, Donovan, Sommer (5)**

**Nays: None (0)**

**CARRIED.**

**VII.1 Accountant**

**March 27, 2008**

**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 April 1, 2008, and further authorize the Mayor and City Clerk to respectively sign and countersign said Warrant.**

**Very truly yours,  
David R. Jakubaszek  
City Accountant**



**COMMUNICATIONS FROM OTHERS**

A.  
Daniel E. Brick

March 25, 2008

Mr. Thomas M. Jaccarino  
City of North Tonawanda Clerk’s Office  
216 Payne Avenue  
North Tonawanda, NY 14120

VIA FAX AND MAIL 695-8557

Re: Vanderbilt Properties, Inc. from City of North Tonawanda  
Vacant Land, Walck Road

Dear Mr. Jaccarino:

Please consider this letter as a request by our client Vanderbilt Properties, Inc. for a resolution by the North Tonawanda City Council to rescind the “for school purposes only” language in the deed from the City of North Tonawanda to North Tonawanda City School District of 1949.

As we have discussed, our client has purchased and closed the transaction with the school district and we would like to proceed to finalize the purchase of the city property as soon as possible.

If there is anything else you need, please contact my office.

Very truly yours,  
Brick, Brick & Elmer, P. C.  
Daniel E. Brick

MOVED by Alderman Donovan                      SECONDED by Alderman Sommer  
That the Common Council hereby lifts the deed restrictions on the following North Tonawanda School District properties: SBL#182.08-2-48 and SBL#182.08-2-39 subject to review by the City Attorney.

Ayes: Pasiak, Schwandt, Donovan, Sommer                      (4)  
Nays: None                      (0)  
Abstained: Brick                      (1)  
CARRIED.

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**AUDIENCE PARTICIPATION**

Ronald Sdao, 1088 Bowen Drive West – Asked the City to raise the Veteran’s exemption.

Dave Hanzlian, 2351 Genesee Street, Buffalo – Complained about the condition of the City Market.

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**ADJOURNMENT**

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

Time of Adjournment: 7:15P.M.

Respectfully submitted,

Thomas M. Jaccarino  
City Clerk