

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, September 21, 2010
6:30P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT SCHWANDT

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: President Schwandt
Alderman Andres, Pasiak, Zadzilka, Donovan

Absent: City Attorney Shawn P. Nickerson

Also Present: Mayor Robert G. Ortt
Assistant City Attorney Robert Sondel

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION AUGUST 31, 2010

MOVED by Alderman Zadzilka **SECONDED by Alderman Donovan**
That the minutes of the special session held August 31, 2010 be approved as circulated and filed in the Office of the City Clerk-Treasurer.
CARRIED.

APPROVAL OF THE MINUTES OF THE REGULAR SESSION SEPTEMBER 7, 2010

MOVED by Alderman Andres **SECONDED by Alderman Pasiak**
That the minutes of the regular session held September 7, 2010 be approved as circulated and filed in the Office of the City Clerk-Treasurer.
CARRIED.

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION SEPTEMBER 14, 2010

MOVED by Alderman Schwandt **SECONDED by Alderman Zadzilka**
That the minutes of the special session held September 14, 2010 be approved as circulated and filed in the Office of the City Clerk-Treasurer.
CARRIED.

AUDIENCE PARTICIPATION – None

COMMUNICATIONS FROM CITY OFFICIALS

II. Attorney

September 15, 2010

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

Re: Proposed Intermunicipal Agreement between City of North Tonawanda and the of Wheatfield for Stormwater Drainage.

Dear Honorable Body:

Attached is a proposed agreement between the City of North Tonawanda and the Town of Wheatfield providing for the Town of Wheatfield to use North Tonawanda drainage facilities for storm water drainage. The term of this agreement is in perpetuity unless terminated by the parties, and provides for a one-time payment of \$50,000 to the City of North Tonawanda to be paid within thirty (30) days of execution.

Should your Honorable Body concur, please pass a resolution to adopt this Agreement for signature by the Mayor, subject to any further 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 Donovan

SECONDED by Alderman Zadzilka

That the Common Council hereby adopts the agreement between the City of North Tonawanda and the Town of Wheatfield providing for the Town of Wheatfield to use North Tonawanda drainage facilities for storm water drainage, and authorizes the Mayor to sign said agreement. The term of this agreement is in perpetuity unless terminated by the parties, and provides for a one-time payment of \$50,000 to the City of North Tonawanda to be paid within thirty (30) days of execution, subject to any further review by the City Attorney.

Ayes: Andres, Pasiak, Zadzilka, Donovan, Schwandt

(5)

Nays: None

(0)

CARRIED.

VII. Accountant

September 16, 2010

Honorable Robert G. Ortt, 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 September 21, 2010 and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,
David R. Jakubaszek
City Accountant

09-21-2010

MOVED by Alderman Pasiak

SECONDED by Alderman Donovan

That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated September 21, 2010 and further authorizes the Mayor and City Clerk respectively sign and countersign said Warrant:

| | | |
|----|---------------------------|----------------------------|
| 01 | General Fund | \$178,442.26 |
| 02 | Water Fund | 15,422.34 |
| 04 | Sewer Fund | 33,374.12 |
| 06 | Capital Project Fund | 26,169.90 |
| 07 | Trust & Agency Fund | 6,805.41 |
| 10 | Capital – Remington Lofts | 486,652.00 |
| 11 | General Fund Encumbered | 213.75 |
| 17 | Home Rehab Program | <u>12,149.00</u> |
| | Final Total | <u>\$759,228.78</u> |

Ayes: Andres, Pasiak, Zadzilka, Donovan, Schwandt

(5)

Nays: None

(0)

CARRIED.

XXV. Monthly Reports

- .1 Senior Citizens**
- .2 Police**
- .3 Treasurer**

MOVED by Alderman Andres

SECONDED by Alderman Zadzilka

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

CARRIED.

AUDIENCE PARTICIPATION

Ernie White, 264 East Avenue – Stated that Gratwick Park has too many speeders and that speed bumps need to be installed and speed limits lowered; boaters need to use restrooms not nature and that he wants the tree in front of his house trimmed or cut down.

Cathy Kern, 1248 Greenbrier Lane – Made Council aware of TCCO Basket Auction on October 3rd, from 12-3PM, at Sikora Post. Stated that stop signs all over the City are blocked by foliage and need to be cleared and that the stop sign at Fitness 19 needs to be moved, that cars keep hitting it.

ADJOURNMENT

MOVED by Alderman Andres

SECONDED by Alderman Donovan

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

CARRIED.

Time of Adjournment: 6:47P.M.

Respectfully submitted,

**Scott P. Kiedrowski
City Clerk–Treasurer**