

**THE HONORABLE BODY  
Council Chambers  
Municipal Building  
North Tonawanda, New York 14120  
Tuesday, May 1, 2012  
6:30P.M.**

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**REGULAR SESSION CALLED TO ORDER BY PRESIDENT ANDRES**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Present: President Andres  
Alderman Needler, Donovan, Rizzo, Zadzilka**

**Absent: None**

**Also Present: Mayor Robert G. Ortt  
City Attorney Shawn P. Nickerson**

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**May is Meals on Wheels Month. Mayor Ortt presented a proclamation to the North Tonawanda Meals on Wheels Organization recognizing all of their efforts on behalf of our community.**

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**City Clerk-Treasurer Scott Kiedrowski presented Certificates and prizes to 10 winners of the 2012 Easter Writing Contest sponsored by his office. The winners were:**

**Lauren Fisher - Age 10 - Grade 4 - Mrs. Beutel – Drake School  
Hannah Craig - Age 12 - Grade 6 - Mrs. Cipolla – Spruce School  
Kirsten Ferree - Age 9 - Grade 4 - Mrs. Noe – Ohio School  
Jacob Hanna - Age 6 - Grade 1 - Mrs. Kiedrowski – Spruce School  
Giovanna Fortunato - Age 9 - Grade 4 - Mrs. Abbott – Spruce School  
Tessa Schmidt - Age 9 - Grade 4 - Mrs. Anson – Spruce School  
Rylee Mulligan - Age 6 - Grade 1 - Mrs. Webb – Meadow School  
Megan Marra - Age 10 - Grade 4 - Mrs. Ninos – Ohio School  
Alaina Roberts - Age 7 - Grade 2 - Mrs. Pluff – Spruce School  
Harrison Roberts - Age 5 - Grade K - Mrs. Olewnik – Spruce School**

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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION APRIL 17, 2012**

**MOVED by Alderman Zadzilka                      SECONDED by Alderman Needler  
That the minutes of the regular session held April 17, 2012 be approved as circulated and filed  
in the Office of the City Clerk.  
CARRIED.**

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**APPROVAL OF THE MINUTES OF THE SPECIAL SESSION APRIL 24, 2012**

**MOVED by Alderman Needler                      SECONDED by Alderman Zadzilka  
That the minutes of the special session held April 24, 2012 be approved as circulated and filed  
in the Office of the City Clerk.  
CARRIED.**

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**AUDIENCE PARTICIPATION**

**Sandy McFarland, 38 South Lane – Questioned the Livestock ordinance and if one of the concert dates were changed as to not conflict with another event already taking place.**

Sonia Dusza, 123 Miller Street – Stated that she is opposed to the Livestock ordinance and recited the code that already covers this issue. Stated that this type of change was old time North Tonawanda and that we were going backwards, and that this was not sound planning for our community. Held up a book that she wanted everyone to read on municipal planning. Questioned the Alley closure on 114 Wheatfield Street. Wanted to know if Niagara Mohawk had light poles in the alley and if they would remain or be removed, and were the lights there or removed from other alley closures. Stated she wanted a detailed breakdown of the SPCA contract and what do we get for the money we pay. Stated she has cats running all over her yard. Was outraged and embarrassed by the way the Common Council conducts business and was disturbed that her time was up and that she could not continue to speak. Ms. Dusza was escorted to her seat by the Officer on Duty.

Joe Zellner, 62 Ganson – Thanked the Common Council for having “Jim Hurtubise Day” and wanted to know if it would be every year.

Tom Witt, 184 Stenzil Street – Invited all of the elected officials to the NTNLL Parade this Saturday at 10AM at Gersh Academy.

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**COMMUNICATIONS FROM CITY OFFICIALS**

**II. Attorney**

April 25, 2012

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

**Re: Proposed Amendment to City Code, Entitled Chapter 57 – Livestock**

**Dear Honorable Body:**

Attached is a proposed amendment to Chapter 57 of the City code of the City of North Tonawanda to allow for the keeping of chicken hens within the city limits.

Should your Honorable Body concur, please pass a resolution to amend the City Code of the City of North Tonawanda – Chapter 57 – “Livestock” – to allow for the keeping of chicken hens within the city of limits and/or backyards of residents of the City of North Tonawanda, 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 of the City of North Tonawanda hereby amends Chapter 57 of the City Code entitled “Livestock” as follows:

**57-3. Maintenance of live rabbits and poultry.**

From and after the enactment of this ordinance, it shall be unlawful for any person, firm or corporation to harbor or maintain any live rabbits or poultry in any yard, area, cellar, coop, building premises, public market or other public place in the City of North Tonawanda, New York, who does not possess an unrevoked permit from the City Clerk-Treasurer, as prescribed herein under the following terms and conditions.

**A). Exceptions for Chicken Hens.**

1). No more than five (5) chicken hens shall be allowed for each single-family dwelling or multi-family dwelling.

2). No chicken hens shall be allowed in multi-family complexes, including duplexes, without the expressed written consent of the owner of the building and all tenants residing therein other than the applicant.

3). No chicken hens shall be allowed without the express written consent of all residents residing on property adjacent to that of the applicant.

4). No roosters shall be allowed.

5). Chicken hens are to be restricted to the rear or backyard of any lot in a residential zoning district or the rear or backyard of a residential use in all other zoning districts.

6). Chicken hens shall be kept as pets and for personal use only; no person shall sell eggs or meat or engage breeding or fertilizer production for commercial purposes.

7). Persons wishing to keep chicken hens within the City of North Tonawanda must obtain a permit from the Office of the City Clerk-Treasurer after payment of an annual fee of \$25.00, and after inspection and approval of the coop and cage that chicken hens are to be kept in by the Building Inspector.

**B). Chicken License Application Contents:**

The application for such permit shall include the following information:

- 1). The name, phone number and property address of the applicant;
- 2). The location of the subject property;
- 3). The size of the subject property;
- 4). The number of chicken hens the applicant seeks to keep on the property;
- 5). A description of any coops or cages that will house the chicken hens, together with a description of any fencing, barriers or enclosures surrounding the curtilage of the property;
- 6). A scaled drawing showing the precise location of cages, coops, enclosures, fences and barriers in relation to property lines and to structures on adjacent properties.'
- 7). A description of the manner by which feces and other waste materials will be removed from the property or will be treated so as not to result in unsanitary conditions or in the attraction of rodents and insects;
- 8). A signed statement from the property owner, if the applicant is not the property owner, granting the applicant permission to engage in the keeping of chicken hens as described in the permit application'
- 9). A signed statement from any and all tenants of the building that they consent to the applicant's keeping of chicken hens on the premises;
- 10). A signed statement from any resident residing on a property adjacent to the applicant's property consenting to the applicant's keeping of chicken hens on the premises;
- 11). The addresses of all properties within a fifty-foot radius of the subject property.

**C). Chicken Coop Setbacks and Limitations.**

**1). Setbacks:**

A). The coops or cages housing such chicken hens must be situated at least twenty (20) feet from any door or window of a dwelling, school, church, or other occupied structure other than the applicant's dwelling.

B). The coops or cages housing such chicken hens may not be located in front or side street yard areas, and shall not be located within five (5) feet of a side yard lot line nor within eighteen (18) inches of a rear yard lot line, except where the rear lot line forms the side lot or front lot line of an abutting property, in which case the setback from such rear lot line shall be five (5) feet. No chicken hens shall be kept in front yard or side street yard areas.

2). Enclosures/Coops and Cages:

A). Chicken hens shall be kept within both a coop and a fenced outdoor enclosure at all times and shall not be allowed to run free in the fenced outdoor enclosure unless a responsible individual, over 18 years of age, is directly monitoring said activity and is able to immediately respond should said chickens need to be returned to their individual cages.

B). The chicken coop shall be a covered, predator resistant, well-ventilated structure providing a minimum of two (2) square feet per chicken hen.

C). The outdoor enclosure shall be adequately fenced to contain the chicken hens and to protect the chicken hens from predators.

D). The coop must be kept in a clean, dry and sanitary condition at all times.

E). The outdoor enclosure shall be cleaned on a regular basis to prevent the accumulation of animal waste.

F). The total area of all coops or cages on a lot shall not be greater than thirty-two (32) square feet for up to five chicken hens. Coops and cages, singly or in combination, shall not exceed seven (7) feet in height.

G). Chicken feed or other food used to feed the chicken hens shall be stored in a rat-proof, fastened container stored within a structure, which shall only be unfastened for the retrieval of food and immediately re-fastened thereafter.

H). The chicken hens shall be fed only from an approved trough. Scattering of food on the ground is prohibited.

3). Sanitation and Nuisances.

A). Chicken hens shall be kept only in conditions that limit odors and noise and the attraction of insects and rodents so as not to cause a nuisance to occupants of nearby buildings or properties, and to comply with applicable provisions of both the New York State and Niagara County sanitary codes.

B). Chicken hens shall not be kept in a manner that is injurious or unhealthful to any animals being kept on the property.

4). Slaughtering.

There shall be no slaughtering of chicken hens.

D). Review, Expiration and Renewal of Chicken Permits.

1). Initial Review.

A). Upon receipt of a chicken permit application and the requisite permit fee, the City Clerk-Treasurer shall immediately notify the Mayor, Common Council, and Building Inspector of said application, including the number of chicken hens sought to be permitted and the location of the proposed chicken coop or cages.

B). The City Clerk-Treasurer shall immediately notify those property owners who own the properties within fifty (50) feet of the applicant's property and provide them with an opportunity to provide written comments as to their support or opposition to the proposed chicken coop.

C). If the City Clerk-Treasurer receives no written comments evidencing opposition to or concern regarding the proposed chicken coop within twenty (20) days of receipt of the application, he or she shall issue a permit for up to five chicken hens to the applicant that shall be nontransferable and valid for one (1) year from the date of a satisfactory inspection by the Building Inspector, which shall be subject to the renewal provisions set forth below.

D). If the City Clerk-Treasurer receives written comments evidencing opposition to the proposed chicken coop and cage within twenty (20) days of receipt of the application, he or she shall file with the Mayor the complete chicken permit application and all comments received regarding the application for its consideration thereof.

E). The Mayor shall determine, in his discretion, and taking into account the entire record before him, whether or not a chicken permit shall be issued to the applicant. The Mayor shall be empowered to impose further conditions on the permit that are deemed to be necessary to preserve the public health, safety and/or welfare.

F). Upon approval, the Mayor shall take action on the permit application in accordance with the City Charter.

G). The Building Inspector shall cause an inspection of the proposed chicken coop to be conducted to verify conformance with those provisions hereof within forty-five (45) days of the applicant being issued a permit.

H). After completion of the inspection by the Building Inspector, and confirmation that the coop conforms to the specifications provided in the application approved by the City Clerk-Treasurer, the permit holder shall be allowed to keep the number of chicken hens specified in the permit on the premises.

I). A permit issued to an applicant shall include the permit holder's proper name, the property address for which the permit is valid, the number of chicken hens allowed at the property address, a unique permit number, the date the permit was issued, an expiration date exactly one (1) year from the date of issuance and any conditions imposed by the City Clerk-Treasurer.

2). **Renewal.**

A). On the first day of May of every year, the City Clerk-Treasurer shall file with and notify the Mayor, Common Council, and Building Inspector of all chicken hen permits issued in the prior year, including the names, property addresses, number of chicken hens permitted at said property and the issuance and expiration dates of said permits.

B). On or before June 1 of every year, the Mayor, Common Council or any other interested party shall file complaints received regarding licensed chicken hens.

C). Any complaints received regarding any particular chicken permit issued shall be considered at a meeting of the Common Council, at which the permit holder and any other interested party shall have the right to be heard concerning said Permit.

D). The Mayor, in his discretion, may not renew any chicken permit for any reason after the permit holder and any other interested party has been given an opportunity to be heard.

E). On June 1 of every year, the Mayor shall proceed to consider renewal of all chicken permits issued, as prescribed within this ordinance, and may revoke any permit issued pursuant thereto.

F). If, at any time, the Mayor, Common Council or Building Inspector is made aware of any complaints regarding a properly permitted chicken coop, they may proceed to hear the complaints of any interested party and the defense of the permit holder at a public hearing and may revoke the permit issued for any reason pursuant to this ordinance.

G). If a permit is renewed pursuant to the provisions hereof, the applicant may continue to keep chicken hens pursuant to the terms and conditions set forth herein and imposed in the initial license, provided that he or she pays the annual fee of \$25.00 on or before the expiration date of the permit.

H). Except in the case of a chicken coop that is not permanently affixed to the ground and is therefore mobile, any permit holder shall first obtain a building permit in accordance with Chapter 25 of the City Code prior to constructing or erecting a chicken coop not consistent herewith.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)

Nays: None (0)

CARRIED.

### III.1 Clerk–Treasurer

March 27, 2012

Honorable Common Council  
City Hall  
216 Payne Avenue  
North Tonawanda, NY 14120

Dear Honorable Body:

I respectfully request that your Honorable Body support the request of Ms. Kathy Feldbauer who resides at 114 Wheatfield Street that the city partially close an abandon the city owned alley behind her home located at 114 Wheatfield Street.

Your Honorable Body recently conducted a public hearing on the partial closing of the alley behind 116 & 120 Wheatfield Street. Ms. Feldbauer wanted her property to be included in that alley closure but notified this office of her intention after the legal notice was published.

The original request for 116 & 120 Wheatfield Street was sent to all City departments for comment and review. 114 Wheatfield was shown on the map directly next to the alley closure even though it was not specifically mentioned. All departments have concluded that the city has no interest or reason to retain this alley at that time and recommend abandonment of the above mentioned alley. Since we just sent the request for 116 & 120 Wheatfield to all departments there is no reason to go through the request again since 114 Wheatfield is located within feet of the latter request.

A public hearing has been scheduled for Tuesday April 24<sup>th</sup> at 6PM per our discussion during the March 27<sup>th</sup> Common Council Workshop.

Sincerely,  
Scott P. Kiedrowski  
North Tonawanda City Clerk–Treasurer

MOVED by Alderman Rizzo

SECONDED by Alderman Needler

That the Common Council hereby approves the partial closing and abandonment of the city owned alley behind 114 Wheatfield Street subject to review by the City Attorney's Office.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)

Nays: None (0)

CARRIED.

### III.2 Clerk–Treasurer

April 18, 2012

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

Dear Honorable Mayor and Common Council:

Please be advised that I have received payment in full for back City, School and County taxes, per their tax agreements with the City, for the following parcels:

182.45-2-52                      129 Seventh Avenue                      Berta Joseph/Bronislawa Stobnicki

Therefore, please pass the necessary resolution withdrawing this parcel from the 2008 In Rem proceeding.

Thank you for your cooperation.

Sincerely,  
Scott P. Kiedrowski  
City Clerk-Treasurer

**MOVED** by Alderman Needler                      **SECONDED** by Alderman Zadzilka  
That the Common Council hereby authorizes the City Clerk–Treasurer to withdraw the following parcel from the appropriate In Rem Proceeding:

182.45-2-52                      129 Seventh Avenue                      Berta Joseph/Bronislawa Stobnicki

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres                      (5)  
Nays: None                      (0)  
**CARRIED.**

#### IV. Engineer

April 26, 2012

Honorable Robert G. Ortt, Mayor  
and Common Council Members  
City Hall  
North Tonawanda, New York 14120

Re: Project No. 2012-03,  
Webster Street Green Infrastructure Drainage Improvement Project  
Award of Engineering Agreement

Honorable Body:

On March 30, 2012, the City received nine (9) proposals from qualified consultants who responded to the City's request for proposals issued March 15, 2012, for providing engineering services for the Webster Street Green Infrastructure Drainage Improvement Project; funded by a \$574,000 grant from the Green Innovation Grant Program administered by the New York State Environmental Facilities Corporation.

The eight member steering committee met on April 25th to review the proposal evaluations and respectfully recommends that the Common Council award the design of the Webster Street Green Infrastructure Drainage Improvements to Bergmann Associates, 28 East Main Street, 200 First Federal Plaza, Rochester, NY 14614-1909 in an amount not to exceed \$74,999, authorizing the Mayor to sign an agreement subject to review by the City Attorney.

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

**MOVED** by Alderman Andres                      **SECONDED** by Alderman Donovan  
That the Common Council hereby awards the design of the Webster Street Green Infrastructure Drainage Improvements to Bergmann Associates, 28 East Main Street, 200 First Federal Plaza, Rochester, NY 14614-1909 in an amount not to exceed \$74,999, and authorizes the Mayor to sign the agreement, subject to review by the City Attorney.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres                      (5)  
Nays: None                      (0)  
**CARRIED.**

**VII. Accountant**

April 26, 2012

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 May 1, 2012, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,  
David R. Jakubaszek  
City Accountant

**MOVED** by Alderman Donovan                      **SECONDED** by Alderman Needler  
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated May 1, 2012 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$632,013.29
02	Water Fund	61,918.81
04	Sewer Fund	87,534.55
06	Capital Project Fund	300,778.17
07	Trust & Agency Fund	12,855.28
09	Capital - Buffalo Bolt	3,141.00
11	General Fund Encumbered	<u>710.00</u>
	Final Total	<u>\$1,098,951.10</u>

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)  
Nays: None (0)  
**CARRIED.**

**XI. Fire - Re: Statement of Volunteer Fireman:**

**Sandra Damasiewicz**

**MOVED** by Alderman Zadzilka                      **SECONDED** by Alderman Needler  
To add Sandra Damasiewicz to the City Fire Rolls.  
**CARRIED.**

**XXV. Monthly Reports**

.1	Traffic Safety	.3	Police
.2	City Clerk		

**MOVED** by Alderman Donovan                      **SECONDED** by Alderman Needler  
To receive and file the aforementioned Monthly Reports.  
**CARRIED.**

**COMMUNICATIONS FROM OTHERS**

A.  
Alderman Andres

04/24/2012

Dear Fellow Aldermen,

I am writing this letter on behalf of the North Tonawanda History Museum and the friends and family of former resident and racing legend Jim Hurtubise. I am hereby requesting that the North Tonawanda Common Council declare May 21, 2012 as Jim Hurtubise Day in North Tonawanda. In addition as a celebration of his racing prowess and connection to North Tonawanda, I ask that we authorize the Signal Department to stripe the crosswalks of Jim Hurtubise Way in the pattern of the checkered flag. I thank you in advance for your support.

Sincerely yours,  
Richard Andres, Jr.  
2<sup>nd</sup> Ward Alderman

**MOVED by Alderman Andres                      SECONDED by Alderman Zadzilka**  
That the Common Council hereby declares May 21, 2012 as "Jim Hurtubise Day" in North Tonawanda and directs the Department of Public Works to stripe the crosswalks of Jim Hurtubise Way in the pattern of the checkered flag.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)

Nays: None (0)

**CARRIED.**

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B.  
North Tonawanda Athletic Association

April 17, 2012

City Clerk's Office  
216 Payne Avenue  
North Tonawanda, NY 14120

Re: Common Council Agenda

Dear Clerk's Office:

Our organization would like permission to place a portable sign, 8ft. x 3ft., on city owned property, at the corner of Leah Drive and Erie Avenue on the park property from May 15

to June 30, 2012. Please place this request on the agenda for the Common Council for approval.

Very truly yours,  
Gayle Powell  
Board Trustee

**MOVED by Alderman Donovan                      SECONDED by Alderman Zadzilka**  
That the Common Council hereby grants permission to the NTAA to place a portable sign, 8ft. x 3 ft., on city owned property, at the corner of Leah Drive and Erie Avenue on the park property from May 15 to June 30, 2012.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)

Nays: None (0)

**CARRIED.**

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**MOVED** by Alderman Rizzo                      **SECONDED** by Alderman Zadzilka  
**That the Common Council hereby directs the Department of Public Works to provide St. Jude the Apostle Parish with garbage cans, the garbage truck, fencing for the beer tent, cones, etc. for their Carnival to be held June 15<sup>th</sup> and 16<sup>th</sup>, 2012.**  
**Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres** (5)  
**Nays: None** (0)  
**CARRIED.**

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### **LATE COMMUNICATION**

**MOVED** by Alderman Andres                      **SECONDED** by Alderman Zadzilka  
**To bring the following communication to the floor.**  
**Ayes: Pasiak, Andres, Donovan, Zadzilka, Schwandt** (5)  
**Nays: None** (0)  
**CARRIED.**

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**#1.**  
**Greg Doel**

**Proposal for Crazy Jakes 2012 Summer Concert Series:**

**When:** (4) Saturday Nights  
06/30/12, 07/07/12, 07/28/12, 08/04/12

**Where:** First block of Webster Street, between Tremont and Sweeney Streets

**Site Set-up:** Stage would be situated on 31 Webster Street  
Refreshment tents also on 31 Webster Street  
Campus to be fenced off with entrances on both ends  
12-15 Porta pottys situated at each end of campus  
Including handicap accessibility

**Event Schedule:** Streets to be closed at 5pm and re-opened by 12am  
Bands to begin at 6:00pm and finish by 10:30pm  
Campus cleaned up immediately following to prepare for street re-opening

**Talent:** Local bands to open (Strictly Hip, Sucker Punch, etc.)  
National touring High-End Tribute Bands to follow

**Attendance:** 3500-4500 people (over 21 years old only on campus)

**Price:** Free to the Public

**Security:** New York State Certified staff of 12-15 people

**Insurance:** Full event coverage of \$1 million

**General Notes:** These events are going to require the use of the first block of Webster, and will need assistance from the city to close the street for each event

The remaining needs will be handled by our staff for site set-up, site cleanup and site takedown

Greg Doel and Larry Denef will be the lead personnel for the events

For any questions or concerns, please feel free to call Greg at:  
716-563-1149

**MOVED** by Alderman Donovan

**SECONDED** by Alderman Zadzilka

That the North Tonawanda Common Council hereby grants Crazy Jakes permission to use a section of Webster Street between Tremont and Sweeney Streets on 06/30/12, 07/07/12, 07/28/12, and 08/04/12 in accordance with their submitted proposal received on 04/30/12 by the City Clerk-Treasurer's Office. In addition to the proposal the North Tonawanda Common Council has added the following stipulations; that the Renaissance Bridge will be closed to vehicular traffic for every event, that the City of North Tonawanda is to be named as an additional insured with insurance limits of \$1 Million/\$2 Million aggregate for every event, and that individuals hired to work security for the concert series are to be NYS Certified and Licensed to act in that capacity with the individuals names to be submitted to the North Tonawanda Police Department for verification including those who have EMT Certification again for said verification. The Crazy Jakes 2012 Concert Series Proposal is subject to review and final approval by the North Tonawanda City Attorney's Office.

Ayes: Donovan, Rizzo, Zadzilka, Andres

(4)

Nays: Needler

(1)

**CARRIED.**

### AUDIENCE PARTICIPATION

Sonia Dusza, 123 Miller Street – Stated that the Crazy Jakes Concerts were suicide and would be terrible for the community. Stated that she appreciated Councilman Needler's position on the concert series and was glad he voted no. Stated she was strongly opposed to the paving of the right of way on 5<sup>th</sup> Avenue, thought it was a willful destruction of green space and that the Common Council was backwards in their thinking. Stated she was embarrassed to live in this City and that her friends from Niagara Falls tell her the same issues go on there. Stated that Oliver Street is a mess and a shambles and nobody cares about what goes on.

Walter Yaro, 170 Christiana Street – Stated that we should have a time clock that the audience can see so speakers know how much time they have. Lauded the Common Council for a very lively discussion on City issues. Stated that he has asked the City Clerk-Treasurer for more explanation of items on the agenda rather than just one line. Mr. Yaro admitted that he was told that all data was available on line ahead of Common Council meetings. Stated that we should remember that we work for him/the taxpayers and that he pays our salaries and we should remember that when we are making decisions.

Kathy Kern, 1248 Greenbrier – Stated that May was Meals on Wheels Month and that collection containers were located all over the City for donations. Reminded everyone that the Postal Worker Food Drive is May 12<sup>th</sup> and hoped everyone would volunteer some time and help out.

Larry Denef, 245 Robinson Street – Thanked the Common Council for allowing the Concert Series to move forward. Stated that they had to move quickly in order to secure the bands. Stated that the Campus on Webster would be more secure than on the traditional promenade at Gateway Park.

Lou Sprenger, 46 Oakwood Terrace – Questioned why the Concert Series would not be in Gateway Park, also inquired about restrooms and Security for the event.

### ADJOURNMENT

**MOVED** by Alderman Zadzilka

**SECONDED** by Alderman Donovan

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

**CARRIED.**

Time of Adjournment: 7:28P.M.

Respectfully submitted,

Scott P. Kiedrowski  
City Clerk–Treasurer