

**THE HONORABLE BODY  
Council Chambers  
Municipal Building  
North Tonawanda, New York 14120  
Tuesday, November 13, 2012  
6:34P.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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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION OCTOBER 16, 2012**

**MOVED by Alderman Zadzilka                      SECONDED by Alderman Rizzo  
That the minutes of the regular session held October 16, 2012 be approved as circulated and  
filed in the Office of the City Clerk.**

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**APPROVAL OF THE MINUTES OF THE SPECIAL SESSION OCTOBER 23, 2012**

**MOVED by Alderman Andres                      SECONDED by Alderman Rizzo  
That the minutes of the special session held October 23, 2012 be approved as circulated and  
filed in the Office of the City Clerk.**

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**PROOF OF PUBLICATION PUBLISHED OCTOBER 21, 2012**

**1) Legal Notice – 2013 Budgets – City Clerk-Treasurer**

**MOVED by Alderman Donovan                      SECONDED by Alderman Rizzo  
That the Common Council hereby receives and files the aforementioned Proof of Publication.  
CARRIED.**

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**AUDIENCE PARTICIPATION - None**

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**COMMUNICATIONS FROM CITY OFFICIALS**

**I. Mayor**

**November 8, 2012**

**City of North Tonawanda Common Council  
216 Payne Avenue  
North Tonawanda, NY 14120**

**Re: Appointment of Water/Wastewater Superintendent**



## II.2 Attorney

October 22, 2012

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

Re: Renewal Agreement between NYS Unified Court System and City of  
North Tonawanda for Cleaning and Maintenance of Court Facilities

Dear Honorable Body:

Attached is a proposed renewal agreement between the New York State Unified Court System and the City of North Tonawanda to allow for reimbursement to the City of up to \$51,930 for cleaning and maintenance of our court facilities. This lease term is a mid-year term (2012-13) of a 5-year lease that was previously approved by your Honorable Body.

Should your Honorable Body concur, please pass a resolution to permit the execution of the lease agreement 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 Rizzo

SECONDED by Alderman Needler

That the Common Council hereby authorizes the Mayor to sign the renewal agreement between the New York State Unified Court System and the City of North Tonawanda to allow for reimbursement to the City of up to \$51,930 for cleaning and maintenance of our court facilities. This lease term is a mid-year term (2012-13) of a 5-year lease that was previously approved by the Common Council; subject to any further review by the City Attorney.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

## V. Water

November 8, 2012

Honorable Robert G. Ortt, Mayor  
and Common Council  
City Hall, 216 Payne Avenue  
North Tonawanda, NY 14120

Dear Honorable Body:

I would like to thank you at this time for giving me this opportunity to serve the city as the Water/Wastewater Superintendent.

I would also like to request a leave of absence from my current position as Chief Operator until my position as Superintendent becomes permanent.

Thank you,  
David A. Scott

MOVED by Alderman Zadzilka

SECONDED by Alderman Rizzo

That the Common Council hereby grants a leave of absence to David A. Scott from his current position as Chief Operator until his position as Water/Wastewater Superintendent becomes permanent.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.



**XI.2**

**To: City Clerk/Treasurer Scott Kiedrowski**  
**From: No. Tonawanda Fire – William DeMonte**  
**Re: City Fire Rolls**  
**CC: Fire Chief Lapham**

Please issue the proper exemption to the following Volunteers at Rescue Hose:

<b><u>50 Yrs:</u></b>	<b><u>35 Yrs:</u></b>	<b><u>25 Yrs:</u></b>
Jay Johns	Ronald Puff	Robert Kalota
Joseph Jehrio	Todd Urban	Dennis Toth
Walter Kuebler	Steele Tate	Robert Burgess
	Randell Van Horn	Michael F. Phelps, Sr.

Thank you.

William DeMonte  
Assistant Fire Chief

**MOVED by Alderman Donovan**                      **SECONDED by Alderman Zadzilka**  
**To issue exemption certificates as follows:**

<b><u>50 Yrs:</u></b>	<b><u>35 Yrs:</u></b>	<b><u>25 Yrs:</u></b>
Jay Johns	Ronald Puff	Robert Kalota
Joseph Jehrio	Todd Urban	Dennis Toth
Walter Kuebler	Steele Tate	Robert Burgess
	Randell Van Horn	Michael F. Phelps, Sr.

**CARRIED.**

**XIV. Recreation**

October 31, 2012

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

Dear Honorable Mayor Robert Ortt and Common Council Members:

Please review and approve for signing the attached renewal agreement between Ms. Diane Sheehan and the City of North Tonawanda. Ms. Sheehan provides the Youth Court and First Offender services to our department as an Independent Contractor. The agreement will allow these services to continue through December 31, 2013.

City Attorney, Shawn Nickerson has reviewed the agreement and forwarded it to the Mayor's office for the required approval and notarized signature.

Thank you.

Sincerely,  
Patricia A. Brosius  
Director of Youth, Recreation & Parks

**MOVED by Alderman Needler**                      **SECONDED by Alderman Zadzilka**  
**That the Common Council hereby approves the renewal agreement between Ms. Diane Sheehan and the City of North Tonawanda to provide Youth Court and First Offender services as an Independent Contractor through December 31, 2013 and further authorizes the Mayor to sign the agreement.**

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

**XVII. Traffic Safety**

October 17, 2012

Scott Kiedrowski City Clerk-Treasurer  
216 Payne Avenue  
North Tonawanda, NY 14120

**Traffic Safety Minutes:**

The October meeting of the North Tonawanda Traffic Safety Committee was called to order at 1900 hours. Roll call showed the following members present: J. Sikora, R. Frank, M. Lemke, E. Smolinski, M. Anastasi and T. Tussing. Also attending the meeting were the following invited guests, D. Marshall, City Engineer, Brad Rowles, Superintendent of Public Works and Angelo Borgese, DOT Engineer. The minutes from the previous meeting were read and accepted and the following new concerns discussed:

- Rhonda McGuire, Property Manager of 1333 Strad Avenue, made a request to have a "do not block intersection" sign posted on Erie Avenue at Strad. This intersection has been looked at in the past and the Committee recommends placing the sign.
- Chuck Battaglia, First Student Safety Officer, requests placement of "no parking or standing" signs along parts of Drake Drive to assist bus drivers with entering and exiting Drake School. I met with a member of the First Student Safety Committee at Drake School and discussed the issue. Placement of two signs, eliminating 3 parking spots, would make the area more user friendly for the busses and have no adverse effects on parents picking up children at the school. The Committee recommends placing the two signs. If the request is passed I will meet with T. Tussing and go over locations for the signs.

Respectfully submitted,  
Joseph D. Sikora, Chairman

**MOVED** by Alderman Donovan

**SECONDED** by Alderman Zadzilka

That the Common Council hereby directs the Department of Public Works to install a "do not block intersection" sign on Erie Avenue at Strad and to install "no parking or standing" signs along parts of Drake Drive to assist bus drivers with entering and exiting Drake School.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

**CARRIED.**

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**XXV. Monthly Reports**

.1 City Clerk

.3 Senior Citizens

.2 Police

**MOVED** by Alderman Rizzo

**SECONDED** by Alderman Andres

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

**CARRIED.**

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**COMMUNICATIONS FROM OTHERS**

A.

Kay Learned

October 12, 2012

Scott P. Kiedrowski  
City Clerk  
216 Payne Ave.  
North Tonawanda, NY 14120

Dear Mr. Kiedrowski:

The Downtown Merchants would like permission to hold our annual WinterWalk on Webster Street on Saturday, December 1<sup>st</sup>.

The WinterWalk committee has arranged for two hay wagons again this year. They will travel through North Tonawanda into Tonawanda and back again. The route would be on Webster Street in North Tonawanda and Main Street in Tonawanda.

We respectfully request that you provide an Auxiliary Police car and driver to follow the hayride wagons from the Cornerstone Credit Union parking lot at 107 Main Street to the Walgreen parking lot in Tonawanda and then back again. The Tonawanda car would escort the other wagon starting in Tonawanda, into North Tonawanda and back again. This is the same route as last year's WinterWalk and the Auxiliary Police are familiar with the procedure. We will contact the Emergency Management Office with our request.

The times for the rides are 11:00 A.M. to 3:00 P.M., Saturday, December 1<sup>st</sup>. We have also arranged for a Petting Zoo and to accommodate that event, we request the closing of Tremont Street from Webster to the exit of Gateway Apartments Parking lot. This is the same area we've used each year. The Petting Zoo is scheduled for 11:00 A.M. to 2:00 P.M. on Saturday, December 1<sup>st</sup>.

Thank you for your consideration.

Sincerely,  
Kay Learned  
WinterWalk Chair

MOVED by Alderman Donovan

SECONDED by Alderman Andres

That the Common Council hereby grants permission to the Downtown Merchants to hold their annual WinterWalk on Webster Street on Saturday, December 1, 2012; authorizes the Fire Department to provide an Auxiliary Police car and driver, from 11:00am to 3:00pm, to follow the hayride wagons from the Cornerstone Credit Union parking lot at 107 Main Street to the Walgreen Parking Lot in Tonawanda and then back again and directs the Department of Public Works to provide barricades to close Tremont Street from Webster Street to the exit of the Gateway Apartments Parking Lot.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

**B. Gratwick Hose**

November 8, 2012

Honorable Mayor and Common Council

The following members of the Gratwick Hose Company have completed the number of years indicated below:

**50 Years of Service**

William Hemmerling  
Leonard Koenig  
Richard Schuller

Keith Lemke  
David Hanes  
John Brzozowski

**35 Years of Service**

Richard Kania  
Glenn Graff  
Timothy Brennon

John Tamburlin  
Michael Wydysh  
Robert Thompson

**25 Years of Service**

**William Roberts, Jr.  
David Manth  
John Manth  
James Lemke**

**Eugene Pienta  
Deborah Yurek  
David Unkrich**

**Please prepare the appropriate certificates.**

**Thank you.**

**David A. Rogge  
Membership Secretary**

**MOVED by Alderman Rizzo  
To issue Exemption Certificates as follows:**

**SECONDED by Alderman Andres**

**50 Years:  
William Hemmerling  
Leonard Koenig  
Richard Schuller  
Keith Lemke  
David Hanes  
John Brzozowski**

**35 Years:  
Richard Kania  
Glenn Graff  
Timothy Brennon  
John Tamburlin  
Michael Wydysh  
Robert Thompson**

**25 Years:  
William Roberts, Jr.  
David Manth  
John Manth  
James Lemke  
Eugene Pienta  
Deborah Yurek  
David Unkrich**

**CARRIED.**

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**AUDIENCE PARTICIPATION**

**Ann Finkle, 896 Sun Valley Drive – Asked if there will be another leaf pickup if there are more leaves after the last scheduled pickup. Also, stated that the Common Council should have meetings only twice per month with a workshop followed by a regular session.**

**David Scott, 183 Witmer Road – Thanked the Mayor and Common Council for his appointment as Water/Wastewater Superintendent.**

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**ADJOURNMENT**

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

**Time of Adjournment: 6:45P.M.**

**Respectfully submitted,**

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