

**THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, May 7, 2013
6:30P.M.**

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**

Mayor Ortt presented a proclamation declaring May as “Meals on Wheels” Month and presented a Certificate of Excellence to Lauren Roberts and friends for writing over 200 letters to the Mayor of Boston in support of the victims of the Boston Marathon tragedy.

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION APRIL 9, 2013

**MOVED by Alderman Zadzilka SECONDED by Alderman Rizzo
That the minutes of the special session held April 9, 2013 be approved as circulated and filed
in the Office of the City Clerk.
CARRIED.**

APPROVAL OF THE MINUTES OF THE REGULAR SESSION APRIL 16, 2013

**MOVED by Alderman Donovan SECONDED by Alderman Needler
That the minutes of the regular session held April 16, 2013 be approved as circulated and filed
in the Office of the City Clerk.
CARRIED.**

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION APRIL 23, 2013

**MOVED by Alderman Zadzilka SECONDED by Alderman Rizzo
That the minutes of the special session held April 23, 2013 be approved as circulated and filed
in the Office of the City Clerk.
CARRIED.**

PROOF OF PUBLICATION PUBLISHED APRIL 17 & 26, 2013

1) Bid – Building Generators – Fire Department

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

II. Attorney

May 3, 2013

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

Re: Meadow Drive Extension Project

Dear Honorable Body:

I am pleased to announce that today we received written approval from the Dept. of Transportation, which will allow the city to move forward with advertising for bids for the Meadow Drive Extension Project. Attached is verification that all of our submissions have been reviewed and accepted, and federal authorization for the construction phase has been granted.

Should your Honorable Body need more information, please do not hesitate to contact me.

Very truly yours,
 Shawn P. Nickerson
 City Attorney

MOVED by Alderman Donovan SECONDED by Alderman Needler
 That the Common Council hereby receives and files the aforementioned communication.
 Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)
 Nays: None (0)
CARRIED.

III. Clerk-Treasurer

May 3, 2013

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

Dear Honorable Body:

Please reappoint Catherine P. Gambino, 1381 Vanderbilt Avenue, North Tonawanda, NY 14120 as a Commissioner of Deeds for the City of North Tonawanda.

Thank you.

Sincerely,
 Scott P. Kiedrowski
 City Clerk-Treasurer

MOVED by Alderman Rizzo SECONDED by Alderman Needler
 That the Common Council hereby appoints Catherine P. Gambino, 1381 Vanderbilt Avenue, North Tonawanda, NY 14120 as a Commissioner of Deeds for the City of North Tonawanda for a term beginning May 8, 2013 and expiring May 7, 2015.
 Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres (5)
 Nays: None (0)
CARRIED.

IV. Engineer

May 2, 2013

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

Re: Wastewater Treatment Plant Carbon Filter Building Make Up Air
Project 2012-05
Award of Construction Contract

Dear Honorable Body:

On April 30, 2013, bids were received and opened by the City Clerk for the Wastewater Treatment Plant Carbon Filter Building Make Up Air Project. The results are as follows:

1. Quackenbush Co., Inc.	\$461,000.00
2. Danforth	\$469,669.00
3. M.L.P. Plumbing and Mechanical, Inc.	\$483,000.00
4. Mollenberg-Betz, Inc.	\$509,000.00
5. D.V. Brown and Associates, Inc	\$538,000.00
6. M.J. Mechanical Services, Inc.	\$543,000.00

Wendel Engineers have reviewed the bids and are recommending award of the contract.

I therefore respectfully request that the Common Council award Project 2012-05 Wastewater Treatment Plant Carbon Filter Building Make Up Air Project to Quackenbush Co., Inc., 495 Kennedy Road, Buffalo, NY 14227, at their low bid amount of \$461,000.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.

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

MOVED by Alderman Donovan SECONDED by Alderman Needler
That the Common Council hereby awards the bid for Project 2012-05 Wastewater Treatment Plant Carbon Filter Building Make Up Air Project to Quackenbush Co., Inc., 495 Kennedy Road, Buffalo, NY 14227, at their low bid amount of \$461,000.00 and authorizes the Mayor to sign said contract subject to review by the City Attorney.

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

Nays: None (0)

CARRIED.

VII. Accountant

May 3, 2013

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 7, 2013, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Zadzilka

SECONDED by Alderman Needler

That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated May 7, 2013 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$686,043.35
02	Water Fund	82,383.13
04	Sewer Fund	153,530.85
06	Capital Project Fund	45,013.51
07	Trust & Agency Fund	1,077.20
08	Community Development	250,000.00
17	Home Rehab Program	4,854.00
	Final Total	<u>\$1,222,902.04</u>

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

IX. Public Works

April 25, 2013

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

Re: Request to change an M. E. O. Position to a Road Maintenance Mechanic Position

Honorable Body:

The Department of Public Works presently has a vacant Motor Equipment Operator position that would be more productive to our Department as a Road Maintenance Mechanic position. We previously discussed this request at the workshop on April 23, 2013.

We respectfully request your approval to upgrade the vacant Motor Equipment Operator position and fill it with a Road Maintenance Mechanic.

Very truly yours,
Bradley A. Rowles
Superintendent of Public Works

MOVED by Alderman Rizzo

SECONDED by Alderman Andres

That the Common Council hereby grants permission to Bradley A. Rowles, Superintendent of Public Works to upgrade the vacant Motor Equipment Operator position and fill it with a Road Maintenance Mechanic.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

XIV. Recreation

May 1, 2013

The Honorable Mayor Robert Ort and Common Council Members
 City Hall
 216 Payne Ave.
 North Tonawanda, New York 14120

Dear Honorable Body:

In an effort to publicize Deerwood Golf Course and bring in non-residents to our golf course, the Department of Youth, Recreation and Parks would like to endorse the idea of running a “May” Special at Deerwood. This special is similar to the Deal Chicken promotion that we ran last season but with restrictions and all monies going into the Golf Course revenue.

This “May” Special is designed to promote slow time at the Course and fill up certain times that are normally left unfilled. This promotion would be limited to early weekday mornings from 6 a.m. to 9 a.m. and weekends from noon to 3 p.m. for the month of May. The special would include 18 holes of golf and a cart for \$25 per golfer. This special would be available to residents or non-residents with the non-resident receiving a savings of \$12.50. We would advertise this promotion through our website, emails, on our app, and at the course as well as local newspapers.

I request that the Council approve the “May” Special for Deerwood.

Thank you.

Respectfully submitted,
 Patricia A. Brosius
 Director of Youth, Recreation & Parks

MOVED by Alderman Needler

SECONDED by Alderman Rizzo

That the Common Council hereby grants permission to Patricia A. Brosius, Director of Youth, Recreation and Parks, to run a “May Special” at Deerwood Golf Course, weekday mornings from 6 a.m. to 9 a.m. and weekends from noon to 3 p.m. for the month of May. The special would include 18 holes of golf and a cart for \$25 per golfer. This special would be available to residents or non-residents with the non-resident receiving a savings of \$12.50.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

XVII. Traffic Safety

April 17, 2013

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

Traffic Safety Minutes:

The April meeting of the North Tonawanda Traffic Safety Committee was called to order at 1930 hours. Roll call showed the following members present: J. Sikora, A. Vater, R. Frank, M. Lemke, E. Smolinski and M. Anastasi. The minutes from the previous meeting were read and accepted. The following new concerns were discussed and recommendations made:

1. Resident Christa Platts, 268 Tremont Street, 579-0812 had concerns with the recent changes made to the intersection of Payne Avenue and Tremont Street. She stated vehicles parking on the West Side of Payne from Tremont to Sweeney make it hard to see oncoming traffic. She also stated vehicles are speeding down Tremont and not stopping at the stop sign. The Committee discussed her concerns and recommends placing “no parking” signs on the West Side of Payne Avenue. As for vehicles speeding down Tremont and not stopping we feel the stop signs better control vehicles forcing them to stop where a green light in the past would have vehicles continue without stopping. Member Tussing placed additional signage at the intersection advising of the placement of “stop signs”. The Committee feels a request for “children at play” signs is not warranted as all neighborhoods in North Tonawanda have children. These signs are better suited for schools and playgrounds.
2. Tom Evans, 311 Tremont Street, 694-0231, was concerned with the stop lines remaining on Payne Avenue. He would like the lines removed to avoid confusion. The Committee agrees and recommends removing the lines. Member Tussing was contacted and will have the lines removed as soon as grinding equipment is available.
3. Shirley Reed, 991 Sweeney Street, 564-9455, requested the placement of warning signs at the curve in front of her home. The Committee is in agreement with this request. There have been a number of accidents at this location and warning signs would make the area safer for all. Member Tussing was advised and agreed to place a series of chevrons warning of the curve. These signs will mimic signs placed along a curve on Ruie Road.
4. The Committee would like to discuss the placement of a left turn arrow on the signal located at Walck and Nash Roads. This intersection gets backed up daily during the morning and afternoon rush hours. Member Tussing will be contacted on the possibility of changes to the signal.

Respectfully submitted,
Joseph D. Sikora, Chairman

MOVED by Alderman Zadzilka

SECONDED by Alderman Needler

That the Common Council hereby directs the Department of Public Works to place “no parking” signs on the west side of Payne Avenue near Tremont Street; to remove the stop lines on Payne Avenue and Tremont Street and to place chevrons warning of the curve near 991 Sweeney Street.

Ayes: Needler, Donovan, Rizzo, Zadzilka, Andres

(5)

Nays: None

(0)

CARRIED.

XXV. Monthly Reports

.1 Senior Citizens

.2 City Clerk

MOVED by Alderman Rizzo

SECONDED by Alderman Donovan

To receive and file the aforementioned Monthly Reports.

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Carl P. Hoover

April 12, 2013

City of North Tonawanda
Common Council
216 Payne Ave.
North Tonawanda, NY 14120

Sue A. Clark
24 Porter Avenue
North Tonawanda, NY 14120

Paul T. D'Angelo
858 Sun Valley Drive
North Tonawanda, NY 14120

Erik A. Herbert
249 W. Belmont Ct.
North Tonawanda, NY 14120

MOVED by Alderman Donovan SECONDED by Alderman Needler
That the Common Council hereby appoints Donna L. Braun, 175 Lincoln Avenue, North Tonawanda, NY 14120; Robert J. Clark, 24 Porter Avenue, North Tonawanda, NY 14120; Sue A. Clark, 24 Porter Avenue, North Tonawanda, NY 14120; Paul T. D'Angelo, 858 Sun Valley Drive, North Tonawanda, NY 14120 and Erik A. Herbert, 249 W. Belmont Ct., North Tonawanda, NY 14120 as Commissioner of Deeds for the City of North Tonawanda for a term beginning May 8, 2013 and expiring May 7, 2015.
CARRIED.

AUDIENCE PARTICIPATION

Cathy Kern 1248 Greenbrier Lane – Thanked DPW Superintendent Brad Rowles for his quick response to a problem at her residence. Stated that the hazardous waste drop off was well worth it, and that NT really needed it. Presented the Mayor and Common Council with a proposal to set up a program called SENIORS HELPING SENIORS. This program would simply be set up to aid Senior Citizens who need help with small projects around their homes that they can't physically do by themselves and need a little extra help. Stated that she would like to have a roundtable meeting to discuss her proposal and create a Pilot Program to see how the program would be received.

Sue Wilke, 329 Miller St. – Inquired about “graffiti” around the Impound yard on Payne Avenue. Wanted to know if there was a gang culture in North Tonawanda, or if it was just kids vandalizing. Stated that she donated a DVD to the School District Library called “HEIST” that was a documentary on the Political System in our Country. Wanted to know if anyone had ever heard of the DVD. Stated that DVD's called “Inside Job” and “Mother Jones” were also good documentaries and that it would be a good educational tool and should be viewed at a “Kids Viewing Party”.

Josh Dubs, 876 Fairmont Avenue – Stated that he was practicing on his bicycle for the “Ride for Roswell” event and wanted to know if the City would be doing any paving on Wheatfield Street between Twin Cities Memorial Highway and River Road. Stated that riding in that area on a bike was dangerous.

Lou Sprenger, 46 Oakwood Terrace – Congratulated the young lady that wrote the many letters to the bombing victims in Boston. Stated that it was good to see that there are still good kids in the community. Stated that there was a fire in a field between the Plaza and Sportsplex and wanted to know if the City owned it. Stated that there were several fires there each year and if the City owns it that we should consider cutting it down.

Walter Yaro 170 Christiana

Stated that “Cross-town Traffic” was a problem. Trucks are driving down Christiana that have no business being routed that way. Stated that the NTPD should be controlling the truck traffic and policing the truck routes. Stated that he has a notice of defect that at the intersection of Christiana and Bryant the road is sunk due to faulty construction in the mid 90's. Stated that Brad Rowles from the DPW did do some repair, but that trucks that should not be on Christiana are causing the problem with the road to worsen. Stated that the neighbors were going to have a petition presented to the Common Council and that he would be back.

ADJOURNMENT

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

Time of Adjournment: 7:02P.M.

Respectfully submitted,

Scott P. Kiedrowski
City Clerk–Treasurer