THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, September 3, 2013
6:30P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT ANDRES

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:	**President Andres** **Alderman Needler, Rizzo, Zadzilka, Clark**
Absent:	**None**
Also Present:	**Mayor Robert G. Ortt** **City Attorney Shawn P. Nickerson**

APPROVAL OF THE MINUTES OF THE REGULAR SESSION AUGUST 20, 2013

MOVED by Alderman Zadzilka SECONDED by Alderman Needler
That the minutes of the regular session held August 20, 2013 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

PROOF OF PUBLICATION PUBLISHED AUGUST 17, 2013

1) Bid – Liquid Alum – Water Department

MOVED by Alderman Needler SECONDED by Alderman Zadzilka
To receive and file the aforementioned Proof of Publication.
CARRIED.

AUDIENCE PARTICIPATION - None

COMMUNICATIONS FROM CITY OFFICIALS

I.1 Mayor

August 29, 2013

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

Re: Historic Preservation Committee

Dear Honorable Body:

Please be advised that I am appointing Dennis Pasiak, 362 Warner Avenue, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective July 31st for a term of (2) two years, expiring July 31st, 2015.

Faithfully yours,
Robert G. Ortt
Mayor

MOVED by Alderman Rizzo SECONDED by Alderman Zadzilka
That the Common Council hereby receives and files the aforementioned communication.
CARRIED.

I.2 Mayor

August 29, 2013

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

Re: Historic Preservation Committee

Dear Honorable Body:

Please be advised that I am appointing Linda Hayes, 296 Falconer Street, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective July 31st for a term of (4) four years, expiring July 31st, 2017.

Faithfully yours,
Robert G. Ortt
Mayor

MOVED by Alderman Needler SECONDED by Alderman Clark
That the Common Council hereby receives and files the aforementioned communication.
CARRIED.

II.1 Attorney

August 29, 2013

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

Re: Proposal for Non-Exclusive Use of City Parking Lot Adjacent to 385 Payne Avenue by Vanguard Christian Church

Dear Honorable Body:

Attached, for your consideration, is a letter from the attorney for Vanguard Christian Church requesting non-exclusive use of the parking lot adjacent to the church at 385 Payne Avenue on Sundays and when otherwise not being use by the City.

Therefore, I respectfully request that your Honorable Body pass a resolution authorizing the City Attorney to prepare an agreement with Vanguard Christian Church for their non-exclusive use of the City's parking lot(s) on Sundays and when otherwise not being used by the City.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,
Shawn P. Nickerson
City Attorney

MOVED by Alderman Zadzilka SECONDED by Alderman Needler
That the Common Council hereby authorizes the City Attorney to prepare an agreement with Vanguard Christian Church for their non-exclusive use of the City's parking lot(s) adjacent to the Church at 385 Payne Avenue on Sundays and when otherwise not being used by the City.
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

II.2 Attorney

August 29, 2013

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

Re: Renewal of Group Accident Insurance Covering City Volunteer Firemen

Dear Honorable Body:

As you may know, for many years the City has maintained a group accident insurance policy to cover our volunteer firemen. It was originally considered to be an incentive for recruitment and retention of volunteers in our City.

Our agency for the policy has informed us that the usual policy is no longer available, but similar coverage can be secured through VFIS, PO Box 2726, 183 Leader Heights Road, York, PA 17402. The total cost to cover all of our volunteers is $1,785 per year for a three-year term.

Should your Honorable Body concur, please pass a resolution to secure group accident coverage for our volunteer firemen from VFIS, through our agent Marsh & McLennan, for a three-year term, at a cost of $1,785 each year for three years, subject to further review by the City Attorney

Very truly yours,
Shawn P. Nickerson
City Attorney

MOVED by Alderman Needler SECONDED by Alderman Zadzilka
That the Common Council hereby authorizes the City Attorney to secure group accident coverage for our volunteer firemen from VFIS, through our agent Marsh & McLennan, for a three-year term, at a cost of $1,785 each year for three years, subject to further review by the City Attorney
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

IV. Engineer

August 29, 2013

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

Re: Project 2013-01 Gratwick Riverside Park Marina Facilities Improvements
Boater Infrastructure Grant, Phase 2
Award of Construction Contract

Dear Honorable Body:

On Tuesday August 27, 2013, bids were received and opened by the City Clerk for the Gratwick Riverside Park Marina Facilities Improvements Project. The bids were as follows:

Bidder	Amount of Base Bid
Pinto Construction, Inc.	$255,369.00
Hydrolawn of Buffalo, Inc.	$260,000.00
New Cal Construction, Inc.	$277,581.00
Scott Lawn Yard, Inc.	$284,000.00
Spicer Group	$288,000.00
Ledge Creek Development, Inc.	$298,000.00
Sicoli Construction Services, Inc.	$298,700.00
Paul J. Gallo Contracting, Inc.	$412,000.00

I therefore respectfully request that the Common Council award Project 2013-01 Gratwick Riverside Park Marina Facilities Improvements to Pinto Construction. Inc., 1 Babcock Street, Buffalo, NY 14210, at their low total base bid of $255,396.00 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 Rizzo SECONDED by Alderman Zadzilka
That the Common Council hereby awards Project 2013-01 Gratwick Riverside Park Marina Facilities Improvements to Pinto Construction. Inc., 1 Babcock Street, Buffalo, NY 14210, at their low total base bid of $255,396.00 and authorizes the Mayor to sign said contract subject to review by the City Attorney.
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

VII.1 Accountant

August 29, 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 September 3, 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 Needler SECONDED by Alderman Zadzilka
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated September 3, 2013 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	$731,206.10
02	Water Fund	25,865.33
04	Sewer Fund	72,662.64
06	Capital Project Fund	26,570.76
17	Home Rehab Program	36.50
	Final Total	$856,341.33

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

VII.2 Accountant

August 16, 2013

Honorable Robert G. Ortt, Mayor
and Common Council
216 Payne Avenue
North Tonawanda, New York 14120

Dear Honorable Body:

In accordance with General Municipal Law, as amended by Chapter 376 of the Laws of 1988, I have attached a copy of the City of North Tonawanda Single Audit with Independent Auditor's Report, Communication with Those Charged with Governance, and Management Letter, for the fiscal year ended December 31, 2012. The City Clerk-Treasurer will publish a legal notice in the newspaper stating that these reports are available to the public.

The auditor's opinion is that the General Purpose Financial Statements present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and aggregate remaining fund information of the City of North Tonawanda as of December 31, 2012, and the respective changes in financial position thereof, and the respective budgetary comparison for the General Fund for the year ended in conformity with accounting principles generally accepted in the United States of America.

Copies of the audits will be mailed to the appropriate Federal and State Agencies.

If you have any questions on these documents, please feel free to contact me.

Very truly yours,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Needler SECONDED by Alderman Andres
That the Common Council hereby receives and files the aforementioned 2012 Single Audit and directs the City Clerk-Treasurer to schedule a meeting with the auditors to discuss their findings.
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

IX. Public Works

August 20, 2013

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

Re: Bid Award for One (1) New 2012 or Newer Skid Steer with Trailer and Grout Pump

Honorable Body:

On Thursday, August 8, 2013, bids were received and publicly opened in the City Clerk's Office for the above captioned bid. We have reviewed the bid and tabulated it as follows:

Bidder	Non-Collusion	Bond or Check	Bid
Monroe Tractor	Yes	Bid Bond	$49,712.00

I recommend the Common Council award the bid for One (1) 2012 or Newer Skid Steer with Trailer and Grout Pump to Monroe Tractor, 5035 Genesee Street, Buffalo, NY 14225, at their low bid of $49,712.00, subject to approval of the City Attorney.

Very truly yours,
Bradley A. Rowles
Superintendent Public Works

MOVED by Alderman Zadzilka SECONDED by Alderman Rizzo
That the Common Council hereby awards the bid for One (1) 2012 or Newer Skid Steer with Trailer and Grout Pump to Monroe Tractor, 5035 Genesee Street, Buffalo, NY 14225, at their low bid of $49,712.00, subject to approval of the City Attorney.
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

COMMUNICATIONS FROM OTHERS

A.
Gratwick Hose #6 - Re: Statement of Volunteer Fireman:

Corey Lauzau

MOVED by Alderman Rizzo SECONDED by Alderman Clark
To add Corey Lauzau to the City Fire Rolls.
CARRIED.

B.
Dr. & Mrs. Dewey

August 24, 2013

Mayor Robert Ortt
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Mayor Ortt:

We are planning a block party for Saturday, September 28th. We would like your permission to have Christiana St. blocked off between Bryant and Falconer from 3:30 pm – 11pm. The food provided will be the usual hotdogs, hamburgers, sausages, pop and beer as well as other dishes.

The entertainment will be provided by the River Dogs.

Dale Jenks of Hartland Carriages will provide hay rides.

We hope that you and your family will attend.

Thank you again for your kindness.

Maurice and Pam Dewey

MOVED by Alderman Andres SECONDED by Alderman Zadzilka
That the Common Council hereby grants permission to Dr. and Mrs. Maurice Dewey, 189 Christiana Street, to hold a block party on Christiana Street between the streets of Bryant and Falconer on Saturday, September 28, 2013 from 3:30pm - 11pm and directs the Department of Public Works to provide barricades for the event.
Ayes: Needler, Clark, Rizzo, Zadzilka, Andres (5)
Nays: None (0)
CARRIED.

AUDIENCE PARTICIPATION

Ann Finkle, 896 Sun Valley Drive – Stated that she has no complaints, just complements. Thanked Brad Rowles for having the Department of Public Works clean up the brush growing near the road on Zimmerman Street to deter the deer from grazing near the roadway. Said that a friend of hers that lives on Rumbold was thrilled with the great work they did cleaning the sewers on her street.

Sara Hood, 528 Prospect – Apologized to the Mayor for not being acknowledged for his participation/sponsorship of the recent Blood Drive. Thanked Alderman Clark for attending the event. Stated that people should donate blood on a regular basis and not wait for a special event to donate. Thanked the Red Cross, *Tonawanda News* and Dunkin Donuts for their help. Also thanked all who took the time to give this precious gift.

ADJOURNMENT

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

Time of Adjournment: 6:46P.M.

Respectfully submitted,

Scott P. Kiedrowski
City Clerk–Treasurer