**THE HONORABLE BODY**
**Council Chambers**
**Municipal Building**
**North Tonawanda, New York 14120**
**Tuesday, June 17, 2014**
**6:35P.M.**

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

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

| | |
|---|---|
| **Present:** | **President Rizzo**<br>**Alderman Needler, Clark, Zadzilka, Braun** |
| **Absent:** | **None** |
| **Also Present:** | **Mayor Robert G. Ortt**<br>**City Attorney Shawn Nickerson** |

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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION JUNE 3, 2014**

**MOVED by Alderman Zadzilka SECONDED by Alderman Braun**
**That the minutes of the regular session held June 3, 2014 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 JUNE 10, 2014**

**MOVED by Alderman Needler SECONDED by Alderman Clark**
**That the minutes of the special session held June 10, 2014 be approved as circulated and filed in the Office of the City Clerk.**
**CARRIED.**

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**AUDIENCE PARTICIPATION – None**

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## COMMUNICATIONS FROM CITY OFFICIALS

**VII. Accountant**

**June 13, 2014**

**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 June 17, 2014, 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 Rizzo
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated June 17, 2014 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

| | | |
|---|---|---|
| 01 | General Fund | $278,820.44 |
| 02 | Water Fund | 13,651.50 |
| 04 | Sewer Fund | 17,742.90 |
| 06 | Capital Project Fund | 156,761.25 |
| 07 | Trust & Agency | 1,475.64 |
| 17 | Home Rehab Program | 8,000.00 |
| | Final Total | $476,451.73 |

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

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XXV. Monthly Reports

.1 City Clerk
.2 Treasurer

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

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## COMMUNICATIONS FROM OTHERS

A.
Carnegie Art Center

May 30, 2014

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

Dear Mayor Ortt,

Canal Fest of the Tonawanda's Inc. is requesting permission from the City of North Tonawanda to hold the 32nd annual festival from Sunday, July 13 - Sunday, July 20, 2014. We are seeking permission to use certain city facilities and streets including manpower from certain city departments. Included with this letter are our requests for the year 2014. There is one new request this year that bears special attention (additions or changes in RED). At your earliest convenience, please contact me for any clarification before issuance of the Mayor's Permit.

**As discussed in previous meetings, payment to the city of fourteen thousand dollars ($14,000), would follow no later than two (2) weeks after the closing of Canal Fest on July 20th. Insurance requirements are the same as previous years and will be provided upon authorization of this request. Letters to the city department heads requesting a common or separate coordination meeting can be scheduled by your office and at your convenience.**

**Canal Fest looks forward to another successful event for our membership and the Twin Cities. North Tonawanda has always contributed to this success and we hope to maintain our good working relationship for many years to come. Future dates are: July 19-26, 2015 & July 17-24, 2016.**

**Thank you for your time and consideration of our requests.**

**Respectfully,**
**Lawrence M. Denef, President**
**Canal Fest of the Tonawanda's Inc**
**695-5100 - cell #**

**MOVED by Alderman Zadzilka SECONDED by Alderman Braun**
**That the Common Council hereby grants Canal Fest of the Tonawanda's Inc. permission to hold their 32nd Annual Canal Festival from Sunday, July 13, 2014 through Sunday, July 20, 2014 and further, approves the following requests:**

1. **Canal Fest will be held July 13th through July 20th, 2014.**

2. **The use of Gateway Park on Sweeney St. between Main Street and Webster Street for the purpose of setting up tents by our members and for the use of entertainment. As in the past, the beer tent may go up as soon as Thursday, July 10th with all tents to be removed no later than the eve of Monday, July 21st (canal side) and noon (building side).**

3. **Barricades to be placed for closing of the renaissance Bridge by 5:00pm on Friday, July 11th and at other locations as necessary. Water connections at the Pavilion and other locations across Sweeney will be required at this time also.**

4. **Tim Frank 4 Mile Run. Sweeney Street between Main Street and approx Mayor's Park for the use of the 4 Mile Run coordinated by The Boy's and Girl's Club of the Tonawanda's on Sunday, July 13th with Sweeney closed off accordingly for a race start at 10:00am. Starting point will be on Sweeney c/o Main Street.**

5. **Parade. Webster Street from Sweeney to Goundry St. for the parade on Tuesday, July 15th with Webster Street being posted for vehicle removal by an agreed time before the parade. The city grandstand and viewing stand will also be required in front of the Riviera Theater.**

6. **Car Cruise. Webster Street from Sweeney to Goundry St. and Tremont from Webster to Main St. at 4:00 pm on Wednesday, July 16th for the Twin Cities Car Cruise. "No parking after" signage to be placed accordingly to close the street after 4:00pm. The use of Gratwick Park as a pre-staging area.**

7. **Diaper Derby. Tremont Street between Webster and Main Streets for the use of the Diaper Derby on Thursday, July 17th with Tremont Street closed accordingly. Coordination of this event is handled by the DeGraff Hospital Volunteers and Marybeth Kupiec. Rain location will be Salem Church in Tonawanda.**

8. **ANTIQUE FIRE TRUCK MUSTER. NEW EVENT - Definitely Webster St between Sweeney and Tremont for parking antique fire apparatus on Thursday, July 17 from 6pm -10pm. "No Parking After" signage to be placed accordingly to close that part of the street after 4:00pm. (because of the size it takes longer to park these vehicles than it does cars) Possibly Webster St between Tremont and Goundi depending on turnout. We will know by July 1 if this block will be needed. The City Tonawanda will also be used for parking.**

9. Bike Night. The Bike Cruise and Show on Webster St. on Friday, July 18th. The stage will again be located on Webster (Riviera Theater area) with the direction of our site set-up committee. The band is scheduled to begin approx at 7:00pm and continue no later than 10:30pm. Usage of Webster Street from Sweeney to Goundry St. and Tremont from Webster to Main St. (only one side) and Main St. from Goundry to Tremont St. to Sweeney St. at 4:00pm on Friday, July 18th for the Bike Cruise & Show. "No parking after" signage to be placed accordingly to close the street by 4:00pm.

10. Craft Show. Webster Street between Sweeney and Goundry for the use of our 2-day Craft Show to be held on Saturday and Sunday, July 19th and 20th.

11. Craft Show. Tremont Street between Webster and Main Streets for the use of our 2-day Craft Show to be held on Saturday and Sunday, July 19th and 20th.

12. Craft Show. Main Street from the Sweeney Street to Goundry Street for the use of our 2-day Craft Show to be held on Saturday and Sunday, July 19th and 20th.

13. The scheduling of manpower from the D.P.W., Water Department, Parks and Recreation, Fire Department and Police Department plus material and services that were supplied by these departments in previous years.

14. Nightly closing of Webster Street between Tremont and Sweeney as requested in the past. Support from the Police Department with crowd control and also in keeping animals, bike riders, skate boarders, roller bladders, etc. out of the campus area for safety concerns. Support from the Fire Department in manning our First Aid tent during the 8 days. Support from the Water Department in the water hookup at the Fire Training Tower the amusements mobile living quarters to be coordinated by the Carousel Society. Support from the Parks and Recreation Department in daily cleanup and to supply us with the following: trash cans, garbage bags, bleachers for the parade and a reviewing stand for the parade judges. We are also requesting extra garbage containers for the Friday night Bike Cruise and Saturday/Sunday Craft Show. Support from the Dive Rescue Team to provide manpower and equipment for all events that take place directly on the water.

15. Dock space for two 36′ boats at the west end of the Gateway Pavilion for Lawrence Denef and the family of Ray Wesolowski. The event this year is being dedicated in memory of Ray Wesolowski for all his years of service to Canal Fest.

16. Permission to place 6 restroom facilities between the sidewalk and curb along Webster St. between Sweeney and Tremont. An alternate location will be utilized during the Craft Show. Also, the grease barrels typically located in the forbidden alley will probably be placed at the individual tents utilizing this service.

17. The use of the Renaissance Bridge for a low level fireworks display on Sunday evening, July 20th. The fireworks display have been and will continue to be coordinated by the fire departments of both the City of North Tonawanda and the City of Tonawanda in the lead role, the police departments of both cities, the fireworks display company, Canal Fest and other policing organizations that normally patrol this section of the Erie Canal. Baseline rules were established for the 2009 shoot and will continue to be the normal procedure with improvements and changes as required.

18. Anything else that may have been missed as was provided in previous years.

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

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B.
David J. Truell

May 29, 2014

Honorable Common Council
City Hall
North Tonawanda, N. Y. 1412

Dear Members:

I respectfully request that you authorize the transfer of my Lease to Boathouse Site No. 11 and 12 Weatherbest Slip, to Philip Hill, 151 Ludwig Ave., Cheektowaga, N. Y. 14227, as I have sold the Lease and Improvements thereon on the condition that Your Honorable Body authorize the transfer.

Very truly yours,
David J. Truell

MOVED by Alderman Needler SECONDED by Alderman Clark
That the Common Council hereby approves the transfer of the boathouse located at 11 and 12 Weatherbest slip to Philip Hill, 151 Ludwig Avenue, Cheektowaga, NY 14227, pending review by the City Attorney.
Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)
Nays: None (0)
CARRIED.

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C.
North Tonawanda Public Library

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

Tuesday, May 27, 2014

Mayor Ortt:

Each year, the Library ushers in the Summer Reading season with a "Major Kickoff" event. On average, this event brings over 200 local children and their families to the Library in a celebration of reading, the Public Library, and the North Tonawanda community.

Due to the overwhelming success of last year's event, the Library would once again like to kick off Summer Reading with a "Discover Trucks" event. This event would provide children with an opportunity to climb and explore the city's fire trucks, police cars, and DPW vehicles while allowing representatives from these departments to "show off" what they do.

With permission from the City and cooperation from appropriate departments, we would like to hold this year's program on Wednesday, July 9th at 12PM. As per present plans, the event will take place at the Library, with vehc1es parked in the adjacent Meadow School parking lot. We are hoping for a great turnout!

We appreciate your efforts in making this event a success once again!

Sincerely,
Britt A. White
Library Director

**MOVED by Alderman Rizzo SECONDED by Alderman Zadzilka**
**That the Common Council hereby directs the Department of Public Works, Police Department and Fire Department to provide a vehicle of their choosing, if they opt to participate, to the North Tonawanda Public Library for their "Discover Trucks" event on Wednesday, July 9th at 12PM and to contact Britt A. White, Library Director at 693-4132 for further information.**
**Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)**
**Nays: None (0)**
**CARRIED.**

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**D.**
**Joseph Momot**
**Antique Automobile Club**

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

**Dear Mayor Ortt,**

**My name is Joseph Momot. I am a member of the Lake Erie Region of the Antique Automobile Club of America. I am also one of the house organists at the Historic Riviera Theater.**

**This year, my wife, Mary and I, are hosting the annual Fall Foliage Tour for our car club. It will be held on Sunday, October 19, 2014, from 9 am to approximately 2 pm. The tour will begin at the Riviera Theater, with a tour of the theater and organ demonstration at 11:30 am. We are also planning to have a "coffee and cars" morning prior to the theater tour. In conjunction with this, I am requesting to have a portion of Webster Street closed from the Riviera Theater south to Tremont Street between 9 am and 2 pm on October 19, 2014, to accommodate parking and staging our vintage vehicles for the annual Fall Foliage Tour. I have already arranged the tour with theater management and they are on board with this idea and are planning media coverage for the event. I understand that this request must be approved by the city council for Webster Street to be closed for this period of time on the 19th. Please let me know if you require any further information regarding our event. I can be contacted at the address and phone number listed below. Thank you in advance for your prompt reply in this manner.**

**Sincerely,**
**Joseph Momot**
**Lake Erie Region - AACA**
**4 Wenona Street**
**Depew, NY 14043**
**(716) 998-5462**

**MOVED by Alderman Braun SECONDED by Alderman Needler**
**That the Common Council hereby grants permission to the Lake Erie Region of the Antique Automobile Club of America to hold their Fall Foliage Tour event on Sunday, October 19, 2014 from 9:00AM to 2:00PM and directs the Department to Public Works to provide barricades to close off Webster Street to accommodate parking for their vintage vehicles.**
**Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)**
**Nays: None (0)**
**CARRIED.**

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E.
Downtown Merchants Association

June 3, 2014

Mr. Russ Rizzo, Council President
City of North Tonawanda
216 Payne Ave.
North Tonawanda, NY 14120

Re: Thursdays at Gateway in the Tonawanda's

Dear Mayor Ortt.

In an effort to bring more people to North Tonawanda we, the Merchants Association have an idea for an event to be held on Thursday nights throughout the summer at Gateway Park.

The event will feature a market with artisans, food trucks and music. This is a trendy thing in many cities, including the Larkin Square Market and the Saturday Artisan Market here in Buffalo. The artisan market will have quality hand made goods, the music mostly acoustic and the food trucks will feature a variety of specialties. The hours of the event each week would be 4pm to 7:30pm. Our proposed start date is June 19th ending August 28th. There would be no market on July 10th or July 17th due to Canal Fest.

The market will also be a joint effort with the City of Tonawanda and the Merchants in the downtown area. We share the same vision and will execute the event as one single event with two locations. Our goal is to grow this event in years to come. Any of the monies made during the event will benefit the Merchant Association and our continuing efforts to beautify and promote the area.

We would like to begin this market as soon as possible and are respectfully requesting your support in our efforts. We are also requesting a parking dispensation for the Sweeney Street Tenants to park on Webster Street with no issues.

Please feel free to contact me should you need further details. Thank you very much for your consideration.

Sincerely,
M. Suzann Todaro
Secretary

MOVED by Alderman Needler SECONDED by Alderman Braun
That the Common Council hereby grants permission to the Downtown Merchants Association to hold an Artisan Market at Gateway Park on Thursday evenings from 4:00PM to 7:30PM every Thursday from June 19, 2014 through August 28, 2014, except July 10, 2014 and July 17, 2014, with restrictions as follows:

- There will be a maximum of six food trucks on the North Tonawanda side of the Canal.
- The food trucks are restricted to Gateway Park.
- The trucks are limited to the dates and times of the event. (4:00PM to 7:30PM on the specified Thursdays.)
- The food vendors must obtain all required permits: The North Tonawanda Special Event Permit is $10.00/event and can be obtained at the City Clerk's Office. While each week is an individual event, the food trucks will be able to obtain all permits at one time, if desired, to make this process easier.

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

F.
Dan DiFrancesco

June 5, 2014

City of North Tonawanda
Attn: Mayor Robert Ortt
216 Payne Avenue
North Tonawanda, NY 14120

Subject: Block party request for Treichler Street

Dear Mayor Ortt,

I contacted your office recently and spoke with your assistant Sue Hempel regarding the process for street closure for a neighborhood party. She informed me that the procedure for securing permission to hold such an event is to send a request to you - which would then be followed by approval from the Common Council. The details of the requested event are as follows:

Date: Saturday, July 19, 2014 (Noon to 9 PM)

Location: South end of Treichler Street (from the Hewitt St intersection to the middle of the block)

Purpose: Local party for residents

The roadway will be used for games and activities and would be accessible in the case of an emergency. No vehicles will be parked on the closed section of the street. The north end of the street (from mid-block to the Rosebrock Street intersection) will be open for local traffic (i.e. residential access to driveways and if needed the fire hydrant in front of 685 Treichler.)

Please let me know if there are any questions or additional information required.

Best regards,
Dan DiFrancesco
655 Treichler Street
North Tonawanda, NY 14120
695-0782

MOVED by Alderman Clark SECONDED by Alderman Needler
That the Common Council hereby grants permission to Dan DiFrancesco to hold a block party on Treichler Street from the Hewitt Street intersection to the middle of the block on Saturday, July 19, 2014 from Noon to 9:00PM and directs the Department of Public Works to provide barricades for the event.
Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)
Nays: None (0)
CARRIED.

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G.
Richard L. Andres, Jr.
Niagara County Legislator

June 10, 2014

Honorable Mayor and Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

**A movie night at Pine Woods Park is tentatively scheduled for July 25, 2014 pending approval of the Common Council. In order to make the movie night happen and provide proper security and sanitation at this event, we need the use of certain city facilities and auxiliary police personnel.**

**On behalf of myself, and the Boy Scouts, I would like to formally request the following from the City of North Tonawanda.**

- **Auxiliary police to patrol the park during the event**
- **10 special event garbage totes or equivalent**
- **Barricades at both entrances to the park**
- **Use of both pavilions at Pine Woods from 4-11PM**
- **Use of the Bathrooms at the park until 10:30 (Approx.)**

**Thank you for your consideration on this matter, please do not hesitate to give me a call at 870-2511 if you have any questions.**

**Sincerely,**
**Richard L. Andres Jr.**
**Legislator, 8th District**

**MOVED by Alderman Rizzo SECONDED by Alderman Zadzilka**
**That the Common Council hereby grants permission to Niagara County Legislator Richard L. Andres, Jr., and the Boy Scouts to hold a "Flicks in the Park" event on Friday, July 25, 2014 and waives the fees for use of the park. The City of North Tonawanda will provide the following:**

- **Auxiliary police to patrol the park during the event**
- **10 special event garbage totes or equivalent**
- **Barricades at both entrances to the park**
- **Use of both pavilions at Pine Woods from 4-11PM**
- **Use of the Bathrooms at the park until 10:30 (Approx.)**

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

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**H.**
**Third Warders Social Club, Inc.**

**June 13, 2014**

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

**RE: Family Picnic/Street Barricades Dear Honorable Body;**

**Our annual club family picnic will be held on Saturday August 23rd starting at 12 noon at our facility on 12th Avenue.**

**We respectfully request again this year that 12th Avenue be blocked off between the corner of 12th and Gilmore to the entrance of our club driveway from 12PM to 6PM on the afternoon of the picnic.**

**Regards,**
**Robert J. Szynkowski Jr.**
**President**
**TWSC**

MOVED by Alderman Zadzilka SECONDED by Alderman Needler
That the Common Council hereby directs the Department of Public Works to provide barricades to the Third Warders Social Club, Inc. to block-off 12th Avenue between Gilmore and the club driveway on Saturday, August 23, 2014 from 12:00 PM to 6:00 PM.
Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)
Nays: None (0)
CARRIED.

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I.
Natalie Brown

June 12, 2014

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

Dear Mr. Kiedrowski,

My name is Natalie Brown. I own and manage the Project 308 Gallery located at 308 Oliver Street, between Robinson and Schenck Street. The gallery has been open since August 2012. I completely renovated the once vacant storefront to a fully functional commercial gallery. As an ongoing "project," my efforts focus on resurrecting the space to its full potential of physical and conceptual beauty.

I would like to request closing off Oliver Street from Robinson Street to Schenck Street on Saturday, August 16th 2014 in order to hold an art festival that will extend from the street to the gallery. The art festival will mark the two year anniversary of the opening of the Project 308 Gallery. The event will be a compilation of 50-65 artists and crafts people displaying and selling their work. There will also be music and dance performances throughout the day. The festival will take place from 11 am - 4pm and set up will begin at 9:30am. This date and time do not conflict with canal fest or any other art festivals in Western New York.

I organized an art festival on the street last year and it was a great success. The festival generated a large audience and the surrounding business owners appreciated the extra business. Many people in the community have requested that I have the festival again.

The event will be a great occasion for the surrounding community to encounter a variety of art work by local artists and become familiar with the Project 308 Gallery. The art festival will assist in my ongoing endeavor to enliven the area around the gallery and develop a stronger community grounded in the arts. I would appreciate any effort that facilitates the success of the art festival. Permission to close the street would be the first major step in this development. I can provide further information if needed. Thank you for your time.

Sincerely,
Natalie Brown
Project 308 Gallery
308 Oliver Street
North Tonawanda, NY 14120
716.523.0068

MOVED by Alderman Rizzo SECONDED by Alderman Braun
That the Common Council hereby grants permission to Natalie Brown, Project 308 Gallery, to block off Oliver Street from Robinson Street to Schenck Street on Saturday, August 16th, 2014 to hold an art festival that will extend from the street to the gallery and directs the Department of Public Works to provide barricades for this event.
Ayes: Needler, Clark, Zadzilka, Braun, Rizzo (5)
Nays: None (0)
CARRIED.

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**AUDIENCE PARTICIPATION**

**North Tonawanda Police Chief William Hall – Thanked the Mayor and Common Council for the proclamation recognizing the achievements of the Officers in the NT Police Department.**

**Natalie Brown, 1065 Walk Road – Thanked the Common Council for granting permission to hold an Art Show on Oliver Street.**

**ADJOURNMENT**

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

**Time of Adjournment: 6:55P.M.**

**Respectfully submitted,**

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