

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, September 2, 2014
6:31P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT RIZZO

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: President Rizzo
Alderman Needler, Zadzilka, Braun

Absent: Alderman Clark

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

AUDIENCE PARTICIPATION

Sonia Dusza – 123 Miller Street

Miss Dusza stated that those that know her know she has been interested in planning since the mid 60's. Stated that North Tonawanda lacks basic Code Enforcement. Miss Dusza inquired about the appointment of Michael Zimmerman as Community Development Director. Inquired about his starting salary. Miss Dusza inquired about the salary range for the position. Miss Dusza asked what the former director was paid. Miss Dusza asked the Mayor how he arrived at Mr. Zimmerman's appointment. Miss Dusza asked if she could have a copy of the help wanted ad for the position. Stated that she was not against Mr. Zimmerman's appointment but rather was hoping we could find a person that had a wider back ground in urban planning. Stated that she was a member of the APA and had opportunities to glean at issues more than most. Stated that she participated in a survey worksheet on a model city under 20 thousand residents and that a planner with a high work ethic would be paid in the mid 40's.

Terrence Partsch – 77 Dahlgreen Place

Stated that he played a big role in helping secure the Purple Heart Monument on River Road. Stated that he hoped the Common Council would designate a portion of the road as a "Purple Heart Highway".

APPROVAL OF THE MINUTES OF THE REGULAR SESSION AUGUST 19, 2014

MOVED by Alderman Needler **SECONDED by Alderman Zadzilka**
That the minutes of the regular session held August 19, 2014 be approved as circulated and
filed in the Office of the City Clerk.
CARRIED.

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION AUGUST 26, 2014

MOVED by Alderman Zadzilka **SECONDED by Alderman Rizzo**
That the minutes of the special session held August 26, 2014 be approved as circulated and
filed in the Office of the City Clerk.
CARRIED.

PROOF OF PUBLICATION PUBLISHED AUGUST 6, 2014

1) Legal Notice – Fiscal year audit December 31, 2012 – Clerk-Treasurer

PROOF OF PUBLICATION PUBLISHED AUGUST 9, 2014

1) Legal Notice –Fiscal Year Audit December 31, 2013 – Clerk-Treasurer

PROOF OF PUBLICATION PUBLISHED AUGUST 16, 2014

1) Legal Notice – Invitation for Bids for Liquid Alum – Water Dept.

MOVED by Alderman Rizzo

SECONDED by Alderman Zadzilka

That the Common Council hereby receives and files the aforementioned Proofs of Publication.

CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

I. Mayor

August 27, 2014

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

Re: Appointment of Community Development Director

Dear Honorable Body:

Please be advised that I will be appointing Michael Zimmerman, 210 Thompson Street, North Tonawanda, NY 14120, as the Community Development Director, effective September 3, 2014.

Mr. Zimmerman's starting pay will be \$66,971, step 1 of the existing OPEIU salary schedule. Mr. Zimmerman was chosen out of several qualified applicants who applied for the position.

Mr. Zimmerman has a Master's degree in urban planning and is currently serving as the Planning and Development coordinator for the Lumber City Development Corporation. He has been in this position since 2011. With his planning background and knowledge of the city and various grant programs, I am confident Mike is the right person for the job. Please feel free to contact me should you have any further questions.

Sincerely,
 Robert G. Ortt

MOVED by Alderman Zadzilka

SECONDED by Alderman Braun

The Common Council hereby appoints Michael Zimmerman, 210 Thompson Street, North Tonawanda, NY 14120, as the Community Development Director, effective September 3, 2014 with a stating pay of \$66,971 step 1 of the existing OPEIU salary.

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

VII.1 Accountant

August 27, 2014

Honorable Robert G. Ortt, Mayor
& Common Council
City Hall —216 Payne Avenue
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 2, 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 Braun

That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated September 2, 2014 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$221,605.10
02	Water Fund	19,767.67
04	Sewer Fund	92,391.62
06	Capital Project Fund	<u>645,226.74</u>
	Final Total	<u>\$978,991.13</u>

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Michelle Bernas

August 19, 2014

North Tonawanda City Hall
Attn: Mayor Robert Ortt and the North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Dear Mayor Ortt,

Glory Be to Kids is asking the City of North Tonawanda for permission to utilize Pine Woods Park and surrounding streets for exclusive use during the 5k race portion of The Chowder Challenge.

As you know, Glory Be to Kids has spent the last 34 years raising almost \$456,000 for various local children's charities. The Chowder Challenge has grown steadily in its last 5 years of existence, thanks to the generosity of the City of North Tonawanda. This year, it will be held on Saturday, October 4 and will consist of various family oriented activities including a 5k race, a chowder cook off contest, live music, food vendors and more.

We are requesting the waiving of the facility use fee for the 2014 Chowder Challenge. In addition, we held an event on Wednesday, July 16 where we rented the pavilion and we would also like to see about having that fee waived as well.

09-02-2014

Thank you in advance for your consideration. The success of Glory Be to Kids could never have been at the level it is right now without the extreme generosity and cooperation we have received from you and the City of North Tonawanda over the years.

If you have any further questions, please feel free to contact me either by phone at 716-523-3958 or by email at rnbemas@buffalo.edu.

Sincerely,
Michelle Bernas
Glory Be to Kids Chairperson
Chowder Challenge Event Coordinator

MOVED by Alderman Zadzilka

SECONDED by Alderman Rizzo

That the Common Council hereby waives the fees for the use of Pinewoods Park for the 2014 Chowder Challenge being held Saturday, October 4, 2014 the 5K race will take place on Sweeney St between Niagara & Mayors Park and Pinewood Dr. between Christiana & Niagara St. with Police blocking off traffic

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

B.
Maria Batt

August 19, 2014

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

Dear Honorable Body:

As President of the WNY Burger Club I am respectfully requesting that the Dead End section of Brentwood Drive, from the corner of Belmont Court East to the end of Brentwood, be barricaded for our Fall meeting/Block Party, Oktburger Fest on Friday September 26th from the hours of 5PM until 8PM.

Should you have any questions or need further assistance, please do not hesitate to contact myself at 909-2032.

Respectfully yours,
Maria Batt
WNY Burger Club President

MOVED by Alderman Needler

SECONDED by Alderman Braun

That the Common Council hereby grants permission to Maria Batt and the WNY Burger Club to hold their Fall Meeting/Block Party on the Dead End Section of Brentwood Drive from the corner of Belmont Court East to the end of Brentwood Drive on Friday, September 26, 2014 from 5:00PM to 8:00PM and directs the Department of Public Works to provide barricades for the event.

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

Alderman Clark

August 28, 2014

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

Re: Highway Designation

Dear Honorable Body:

Attached is a request for River Road from the Wheatfield Town line to Tonawanda Street to be designated as a "Purple Heart Highway".

I strongly ask for your support on this very important endeavor and urge you to vote in the affirmative for this proposed designation.

Your support of this designation will then be forwarded to our State Representatives in both the Senate and Assembly to be carried forward by them for eventual passage in Albany.

I thank you in advance for your continued support.

Respectfully,
Robert J. Clark
Alderman-at-Large
City of North Tonawanda

MOVED by Alderman Rizzo

SECONDED by Alderman Zadzilka

That the Common Council hereby approves the request for River Road from the Wheatfield Town line to Tonawanda Street to be designated as a "Purple Heart Highway" upon further approval from the State Representatives in both the Senate and Assembly in Albany.

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

Alderman Clark

August 28, 2014

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

Re: Informational Mailbox

Dear Honorable Body:

Attached is a request to have an "Informational Mailbox" placed near the Purple Heart Memorial at Veteran's Park.

I respectfully ask for your support in having this mailbox placed by the monument and further ask that the Department of Public Works be directed to install said mailbox at their earliest convenience.

I thank you.

Respectfully,
Robert J. Clark
Alderman-at-Large

09-02-2014

City of North Tonawanda

MOVED by Alderman Needler

SECONDED by Alderman Braun

That the Common Council hereby grants the request to have an "Informational Mailbox" to be placed near the Purple Heart Memorial at Veteran's Park with assistance from the Department of Public Works to install said mailbox at their earliest convenience.

Ayes: Needler, Zadzilka, Braun, Rizzo

(4)

Nays: None

(0)

CARRIED.

AUDIENCE PARTICIPATIONSonia Dusza – 123 Miller Street

Stated that when she drives down River Road past the Wheatfield Town line past Williams Road there is a big sign that says "Canal Corridor". Stated that it is a very impressive and scenic way. Stated that when she first read of the proposed designation she said "my god" how confusing this will be. Stated that she wanted to back up. Stated that her Uncle was wounded during WWII and received a Purple Heart and was very glad he received it for his service. Stated that she did not know until recently why he walked with a "limp"; it was because of his wound. Stated that she thought the designation was nice however she was "confused". Stated that it's schizophrenic. Stated that signs diminish the corridor. Stated that when she drives down River Road past the big concrete piles she thinks "oh my god" don't they understand. Stated that the business that creates those piles creates a mess. Stated that Mr. Pete Reese was at a council meeting recently discussing feral cats. Stated that she strongly opposes the removal or change to the code regarding cats. Stated that it serves a purpose. Stated there needs to be a cap on things just like peoples pay. Stated that a "no kill" policy on cats is crazy. Stated that this will just make the numbers grow exponentially. Stated that animal clinics cannot possibly house the growing number of feral cats. Stated that she could not emphasize enough about how bad "no kill" was.

Michael Zimmerman – 210 Thompson Street

Thanked the Common Council for his appointment as Director of Community Development.

ADJOURNMENT

MOVED by Alderman Zadzilka

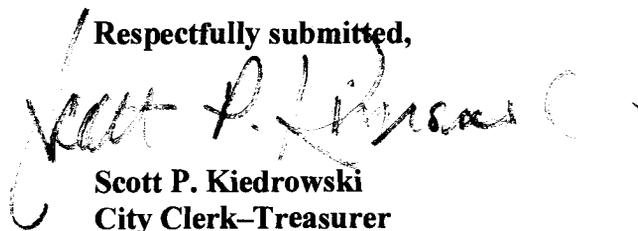
SECONDED by Alderman Needler

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

CARRIED.

Time of Adjournment: 7:00P.M.

Respectfully submitted,



Scott P. Kiedrowski
City Clerk-Treasurer