

**THE HONORABLE BODY**  
**Council Chambers**  
**Municipal Building**  
**North Tonawanda, New York 14120**  
**Tuesday, May 3, 2016**  
**6:30P.M.**

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**REGULAR SESSION CALLED TO ORDER BY ALDERMAN SCHWANDT**

**PLEDGE OF ALLEGIANCE**

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**ROLL CALL**

**Present: Alderman Zadzilka, Braun, Schwandt, Pecoraro**

**Absent: Alderman Rizzo**

**Also Present: Mayor Arthur G. Pappas**  
**City Attorney Katherine D. Alexander**

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**AUDIENCE PARTICIPATION – None**

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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION APRIL 19, 2016**

**MOVED by Alderman Zadzilka                      SECONDED by Alderman Braun**  
**That the minutes of the regular session meeting held April 19, 2016 be approved as**  
**circulated and filed in the Office of the City Clerk.**  
**CARRIED.**

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**COMMUNICATIONS FROM CITY OFFICIALS**

**Amanda Reimer**

**April 25, 2016**

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

**Re: Appointment to Shared Cooperative Insurance Initiative Resolution**

**Dear Honorable Body,**

**On August 22, 2014 a resolution was passed appointing me to sit on the ad hoc advisory committee for the Shared Cooperative Insurance Initiative.**

**This letter is to inform you that I will be resigning from this appointment effective May 6, 2016. Under the current structure of the Consortium, the City Council will meet to appoint a new member to represent the City of North Tonawanda for the Committee.**

**Regards,**  
**Amanda Reimer**  
**Staff Accountant**  
**05-03-2016**



fingerprint at a cost of \$90. This cost will be withdrawn from their first 3 paychecks with \$30 taken from each paycheck.

- (4) For all seasonal employees (ex. Lifeguards, park attendants): These individuals would fill out the form and would be required to undergo a local background check. This background check will be completed by our police department at no cost to the employee.

This policy would go in effect upon passage of this resolution. Should you have any questions, please do not hesitate to contact me.

Sincerely,  
Katherine D. Alexander, Esq.  
City Attorney

**MOVED** by Alderman Zadzilka                      **SECONDED** by Alderman Pecoraro  
That the Common Council on their meeting of May 3, 2016 at 6:30PM at City Hall hereby approved the following Background Check Policy:

- (1) All new employees regardless of status would be required to fill out and sign the background check form
- (2) For all new Full time employees: These individuals would fill out the form, and would be required to undergo the full background check and fingerprint at a cost of \$90. This cost will be withdrawn from their first paycheck once hired.
- (3) For all new Part-time, full year employees: These individuals would fill out the form, and would be required to undergo the full background check and fingerprint at a cost of \$90. This cost will be withdrawn from their first 3 paychecks with \$30 taken from each paycheck.
- (4) For all seasonal employees (ex. Lifeguards, park attendants): These individuals would fill out the form and would be required to undergo a local background check. This background check will be completed by our police department at no cost to the employee.

The Common Council would like the Sex Offender Registry to also be included for all new employees and volunteers, subject to further review by the City Attorney

Ayes: Zadzilka, Braun, Schwandt, Pecoraro (4)

Nays: None (0)

**CARRIED.**

#### V.1 Supt. Water Department

April 20, 2016

Honorable Arthur G. Pappas, Mayor  
And Common Council Members  
216 Payne Ave. City Hall  
North Tonawanda, New York 14120

**RE: Award of Bid for Waste Hauling and Disposal at the Wastewater Treatment Plant**

Honorable Body:

On April 7, 2016 bids were received and opened for Sludge Waste Hauling and Disposal services at the Wastewater Treatment Plant.

Based upon these bids, I recommend that Modern Disposal Services, Inc., 4746 Model City Road, P.O. Box 209, Model City, NY 14107-0209 be awarded the three (3) year contract at their low bid price of \$43.28/ton. The award of this contract has been approved by the City Attorney.

Please contact me if you have any questions or concerns regarding this Bid Award. Thank you for your time and consideration of my request.

Sincerely,  
 William M. Davignon  
 Supt. Water Department

**MOVED** by Alderman Braun                      **SECONDED** by Alderman Zadzilka  
 That the Common Council hereby awards the bid for Waste Hauling and Disposal at the Wastewater Treatment Plant to Modern Disposal Services, Inc., 4746 Model City Road, P.O. Box 209, Model City, NY 14107-0209 for a three (3) year contract at their low bid price of \$43.28/ ton, subject to review by the City Attorney.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro (4)  
 Nays: None (0)  
**CARRIED.**

## V.2 Supt. Water Department

March 30, 2016

Honorable Arthur G. Pappas, Mayor  
 And Common Council Members  
 216 Payne Ave. City Hall  
 North Tonawanda, New York 14120

Dear Honorable Body:

I would like to request that I be allowed to abolish the budgeted Wastewater Electronic Technician position and replace it with a Water & Wastewater Treatment Plant Mechanic.

Niagara County Civil Service informed me that there were no qualified North Tonawanda residents that applied for the Electronic Technician exam. To date, this position has never been filled and in my opinion it is not needed. We have an Instrument Technician and an Electrician that do very similar work. We have a much greater need for another Mechanic.

This will give me three (3) Mechanics and one (1) Senior Mechanic to work at both the Water & Wastewater Treatment Plants. Having four (4) total Mechanics will allow us to work in teams of 2 or 4 when we have to perform work on large pumps, pipes and other projects. This will be much safer and should cut down on our need to contract out work because of a lack of personnel.

Therefore, I am asking that you allow me to eliminate the budgeted Electronic Technician (job group XIV - \$52,236) position and replace it with a Mechanic (job group XI - \$44,676) position. This will give us a higher priority position and a budget savings of \$7,560 at the same time.

If you agree to do this I will then send a "new position" request form to Niagara County Civil Service to finalize this change. I will gladly meet with you if you would like to discuss this in more detail or need any further information.

Thank you for your time and consideration of my request.

Sincerely,  
 William M. Davignon  
 Superintendent Water Department

**MOVED** by Alderman Pecoraro                      **SECONDED** by Alderman Zadzilka  
 That the Common Council hereby abolishes the budgeted position of Wastewater Electronic Technician (job group XIV - \$52,236) to replace it with a Water & Wastewater Treatment Plant Mechanic (job group XI - \$44,676) and grants permission to Department Head William Davignon to send a new position request form to Niagara County Civil Service to finalize this change.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro (4)  
 Nays: None (0)  
**CARRIED.**

## VII.1 Accountant

April 28, 2016

Honorable Arthur G. Pappas, 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 May 3, 2016, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,  
Mark W. Dotterweich  
City Accountant

MOVED by Alderman Schwandt      SECONDED by Alderman Pecoraro  
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated May 3, 2016 and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$570,276.37
02	Water Fund	45,186.48
04	Sewer Fund	86,082.01
06	Capital Project Fund	88,190.00
07	Trust & Agency Fund	<u>809.77</u>
00	Final Total	<u>\$790,544.63</u>

Ayes: Zadzilka, Braun, Schwandt, Pecoraro (4)  
Nays: None (0)  
CARRIED.

## VII.2 Accountant

April 28, 2016

Honorable Arthur A. Pappas, Mayor  
and Common Council  
City Hall  
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following budget amendment of fiscal year 2016 revenues and appropriations, based on the requests of Department Heads:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>Amend Revenue Account</u>	<u>Amend Appropriation Account</u>
3	\$8,500.00	1-1990.410 Contingent Account	1-3410.440 Buildings & Grounds

**Explanation:** To amend the 2016 Budget for the purpose of removing fuel tanks at Fire Headquarters.



intersections of Robinson Street and Wheatfield Street at TCMH with turn lanes. Member Daigler stated that the state would be the ones to perform that task and after conversations about it they said they would not do it.

2. Member Daigler spoke about Vandervoort. He measured the street and said it's not wide enough to add parking along the west side of the street. He did mention that he will change the signs on Sweeney Street to one hour and add two more parking spots on Sweeney Street. Also brought up about removing the street light in front of the Riviera Theatre. All members agreed to remove it.
3. Member Smolinski asked about moving the "shadow lines" on Sweeney Street next to the bike path more towards the middle of the road to give a buffer zone for the bike path. Member Daigler will take a look and report back at the May meeting.
4. Received a concern about a traffic hazard at the "T" intersection in Gratwick Park. Citizen states that with no stop sign there could possibly be auto collisions at that intersection. We discussed and determined that we do not put stop signs in a park.
5. Received a request from Alan Moser about 15 minute parking signs in front of 290 Oliver. Member Daigler will remove them.
6. Received a request from Sharilyn Costello of 14<sup>th</sup> Avenue about putting a 4 way stop at 14<sup>th</sup> and Carr. We have discussed this issue in the past and decided not to do it.
7. Received a request from Kathy Carr from Matts Music about putting a traffic signal at 15<sup>th</sup> and Oliver. We decided to table and review when Platters Chocolate moves.
8. Received from Kolleen Marshall of Ohio Street about the removal of stop signs at Ohio and Ardmore and also Deerfield and Ardmore. I and Member Frank have sat in the area and watched the children and traffic and do not see any concerns. Member Frank has spoken to many of the residents in the area and they have stated on how much they like them being removed. We are going to table the matter and continue to review the area. Member Daigler is going to grind off the crosswalk lines that cross Ohio and Deerfield.

Meeting was adjourned at 2007 hours.

Travel Safely,  
Art Vater

MOVED by Alderman Schwandt                      SECONDED by Alderman Pecoraro  
That the Common Council hereby approves Traffic Safety Recommendation #2, and #5 per  
their April meeting minutes.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro

(4)

Nays: None

(0)

CARRIED.

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## XXV. Monthly Reports

### .1 Police Department

MOVED by Alderman Schwandt                      SECONDED by Alderman Zadzilka  
That the Common Council hereby, approves the aforementioned Monthly Report.  
CARRIED.

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**COMMUNICATIONS FROM OTHERS**

**A.**

**NT National Little League**

April 20, 2016

**North Tonawanda Common Council  
City Hall  
216 Payne Avenue  
North Tonawanda, New York 14120**

**Re: Parade Permit**

**Dear Honorable Body:**

The North Tonawanda National Little League is planning to hold its Opening day activities on Saturday May 14, 2016. The primary kick-off activity is the annual Little League parade.

We request your assistance in obtaining approval of the necessary parade permit.

The parade will form at 9:30AM at the former Lowery Middle School on Payne Avenue and follow a route going south on Payne Avenue turning east on Wheatfield Street to our baseball complex at Wheatfield Street and Stephen Sikora Drive.

Members of the common council are invited to participate in the parade and ceremonies. Individual invitations will also be mailed.

Please contact me at 289-8492, if you have questions regarding the activities outlined above.

Sincerely,  
Rick Dentinger  
President

**MOVED by Alderman Zadzilka                      SECONDED by Alderman Pecoraro**  
That the Common Council hereby grants a parade permit to the NT National Little League for their Opening Day Parade, May 14, 2016, and also directs the Police Department to contact Rick Dentinger at 289-8492 with questions regarding the parade route and start time.

**Ayes: Zadzilka, Braun, Schwandt, Pecoraro**

**(4)**

**Nays: None**

**(0)**

**CARRIED.**

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**B.**

**Mental Health Peer Connection**

April 18, 2016

**North Tonawanda Common Council  
City Hall  
216 Payne Avenue  
North Tonawanda, New York 14120**

**Dear Friends of North Tonawanda:**

On behalf of Mental Health Peer Connection (MHPC), we are writing to revise the request to use Gratwick Park for our upcoming Kite Flying Event on September 17, 2016. The event will begin at 11AM on the 17<sup>th</sup> of September, and conclude at 3PM. We anticipate a group of about 100 + families to come and support Mental Health Peer Connection by flying their kites, and purchasing hot dogs and hamburgers that will be grilled by our volunteers. In order to hold this function at Gratwick Park, we are more than willing to pay the \$300 that is needed to ensure us the space.

Thank you for your time and consideration, and look forward to hearing from your council soon. Please let me know if you need any more information or documentation from me in order to make your decision easier.

Sincerely,  
Maura Kelley  
Director

**MOVED by Alderman Schwandt                      SECONDED by Alderman Braun**  
That the Common Council hereby revises the resolution that was made at the Council Meeting of April 5, 2016

**MOVED by Alderman Pecoraro                      SECONDED by Alderman Zadzilka**  
That the Common Council hereby grants permission to Mental Health Peer Connection (MHPC), the use of Gratwick Park for their upcoming Kite Flying Event on September 3, 2016, beginning at 11AM on the 3<sup>rd</sup> of September, and conclude at 3PM.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro, Rizzo (5)

Nays: None (0)

**CARRIED.**

To read as follows:

That the Common Council hereby grants permission to Mental Health Peer Connection (MHPC), the use of Gratwick Park for their upcoming Kite Flying Event on September 17, 2016, beginning at 11AM and conclude at 3PM.

Ayes: Zadzilka, Braun, Schwandt, Pecoraro (4)

Nays: None (0)

**CARRIED.**

**C.**  
NT City School District

April 15, 2016

Patricia Brosius, Director  
Dept. of Youth, Recreation, Parks & Senior Center  
500 Wheatfield St.  
North Tonawanda, New York 14120

Dear Ms. Brosius:

In the past, the City of North Tonawanda has generously donated the use of the pavilion at Veteran's Park to the North Tonawanda City School District for our Staff Appreciation Picnic. I would like to request that same consideration this year.

I am looking to have the picnic on Thursday June 23, 2016. The District would need use of the park from 8:00AM to 2:00PM.

Thank you in advance for your consideration and assistance in this matter. Please contact me at 807-3500 to advise me if my request can be honored.

Sincerely,  
Gregory J. Woytila  
Superintendent of Schools

**MOVED by Alderman Braun                      SECONDED by Alderman Pecoraro**  
That the Common Council hereby grants permission to the NT School District to have use of the pavilion at Veterans Park on Thursday June 23, 2016 from 8AM to 2PM for their Staff Appreciation Picnic.

Ayes: Zadzilka, Schwandt, Braun, Pecoraro (4)

Nays: None (0)

**CARRIED.**

10

D.

William Paton

April 26, 2016

Honorable Mayor Pappas &  
Common Council Members  
City Hall, 216 Payne Avenue  
North Tonawanda, New York 14120

Dear Honorable Body:

I William L. Paton, 260 Oliver Street, North Tonawanda, NY 14120, would greatly appreciate being reappointed Commission of Deeds for the City of North Tonawanda

Sincerely,  
William L. Paton

MOVED by Alderman Zadzilka                      SECONDED by Alderman Pecoraro  
That the Common Council hereby approves the reappointment of William L. Paton, 260 Oliver Street, North Tonawanda, NY 14120 as Commissioner of Deeds for the City of North Tonawanda, effective May 4, 2016 till May 3, 2018.

Ayes: Zadzilka, Schwandt, Braun, Pecoraro (4)

Nays: None (0)

CARRIED.

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E.

Brad Lorich

February 29, 2016

Patty Brosius &  
Common Council Members  
City Hall, 216 Payne Avenue  
North Tonawanda, New York 14120

Dear Common Council:

I am interested in renting part of the north end of Gratwick Waterfront Park for Adult Volleyball Leagues. The leagues would start the week of May 16 and run through the week of September 18. Games would start at 6:00pm, 6:50pm, and 7:40pm. I am thinking I will need an area for approximately 3 volleyball courts (50'x80' are needed for each court). I am looking to run leagues about 1 or 2 nights per week. I will provide a general liability insurance certificate at the amount you specify and waivers will be signed.

Here are the few things we need to discuss for the volleyball net systems.

Option 1

The city puts up permanent volleyball nets with poles concreted in ground and boundary lines.

Option 2

The city concretes a "Sleeve with removable cap" below the grass so I could place posts into the ground.

Option 3

I bring in and set up my own portable volleyball net systems, that I will need to assemble and take down each night.

I also would request some type of Snow fencing at the end of each court to keep balls from rolling into the driveway / road.

Please let me know what you think about all of these suggestions.

05-03-2016

