

Council Chambers  
Tonawanda, New York  
December 6, 2016

A Regular Meeting of the Common Council

Present: Council President Koch

Present Councilmembers: Gilbert, Smilinich, Rautenstrauch, Toth

Pledge of Allegiance led by Council President Koch

Prayer led by Chief Fire Chaplain Sam Ciffa

**COMMUNICATIONS FROM THE MAYOR**

A letter to Assemblyman Robin Schimminger requesting assistance to obtain Capital Project Monies - \$\$225,000 for the Tonawanda Historical Society Building, \$20,000 for expansion of the Gregory Hayes Holler Skate Park and \$5,000 for a water line to the Millstream Education Gardens.

A letter to Tanya Chaffee appointing her to the City Youth Board effective November 22, 2016 through December 31, 2017.

A letter to Dan Coad appointing him to the City Youth Board effective November 22, 2016 through December 31, 2017.

A letter to Christopher Gallivan appointing him to the City Youth Board effective November 22, 2016 through December 31, 2017.

A letter to Dennis Kluge appointing him to the City Youth Board effective November 22, 2016 through December 31, 2017.

A letter from Kelly Zimmermann resigning from the City Youth Board effective October 16, 2016.

A letter from Kathleen Bodie resigning from the City Youth Board effective October 16, 2016.

A letter to Council Members regarding International Colsseums Company Letter of Understanding being proposed.

**COMMUNICATIONS FROM CITY OFFICIALS AND CORRESPONDENCE**

The following monthly reports were received by the City Clerk:

November Minutes from the Traffic and Safety Board

City Clerk Monthly Report for November

Building Inspector Monthly Report for November

Referred to the Committee of the Whole

Ordered filed

**COMMENTS BY THE PUBLIC ON RESOLUTIONS**

No comments from the Public

The Tonawanda Common Council, in an effort to conduct business in a timely fashion and maintain an open line of communication with the public, welcomes comments on resolutions and other City business.

- Persons wishing to speak and be recognized by the President of the Common Council are to be courteous, respectful, non-repetitive and brief.
- All questions and/or comments should be addressed to the President of the Common Council.
- Please state your name and address clearly for inclusion in the Common Council minutes. In the event any person wishes a response outside the confines of the Common Council meeting, please leave all necessary contact information with the City Clerk after the meeting.
- Persons may address the Common Council during (2) separate sessions of the meeting for a total of 30 minutes per session. Once prior to the resolutions and also after the resolutions prior to Common Council comments.

- Individuals may speak a total of (3) minutes per speaker per session. The President of the Common Council will adhere to this (3) minute guideline in an effort to allow everyone an opportunity to speak who wishes to do so.
- The President of the Common Council reserves the Council's right to limit or expand upon these limits as he/she may deem necessary and prudent.
- Usage of cell phones other than for emergency is prohibited during all Council Sessions.

### **MOTIONS AND RESOLUTIONS**

267. By Councilmember Smilinich seconded by Councilmember Gilbert  
Resolved, that the reading of the resolutions be waived.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

268. By the Council seconded by the Council  
Resolved, that the Common Council minutes from November 15, 2016, be accepted as filed.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

269. By Councilmember Toth seconded by Councilmember Gilbert  
Be it resolved, that the Mayor be authorized and directed to sign a Professional Services Agreement with Hecorp, Inc, DBA Hamer Enterprises to provide Internet Processing Professional Services to the City and the Tonawanda Parks and Recreation Department for reservation of Park Shelters and the Niawanda Pavilion. This agreement provides for maintenance, support and training along with technical upgrades and shall be effective upon the date it is executed. Said agreement shall continue for one year, automatically renewing for one year periods with provision for termination by either party with 30 days written notice.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

270. By Councilmember Rautenstrauch seconded by Councilmember Smilinich  
Resolved, at the recommendation of the City Engineer, Jason J. LaMonaco, P.E., that award of CDBG Sanitary Sewer Lining ó 2016 Change Order No. 2 be made to United Survey, Inc. at a credit to the City of Tonawanda in the amount of \$20,660.00.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

271. By Councilmember Smilinich seconded by Councilmember Rautenstrauch  
Resolved, at the recommendation of City Engineer Jason J. LaMonaco, P.E., that award of the City of Tonawanda Local Waterfront Revitalization Plan Update Amendment 1 be made to Clark Patterson Lee, at a cost not to exceed \$10,000.00.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

## **COMMENTS BY THE PUBLIC AFTER RESOLUTIONS**

Sharon Moore, 248 Broad Street- This was brought up at the informal meeting but we are requesting a formal review of the and I won't read the entire list of the motions that we have of the Article 5 Section that is addressing the off-street parking to have it reviewed. I have been in contact with Sean and Erik. They have all the information that we presented. We were turned down as far as the variance was concerned.

Joan Horn, 742 Fletcher Street- I would just like to encourage the Council as we approach this Spaulding Project to keep an open mind. Move forward thinking, gathering your information but gather it in a positive way. I think the City is big enough to do this project and I think it bodes well for the future of the City. Thank-you.

## **COMMENTS BY THE COUNCILMEMBERS AFTER RESOLUTIONS**

Councilmember Rautenstrauch- I have nothing right now.

Councilmember Gilbert- Thank-you to Pastor Ciffa for doing the prayer. I would like to thank the Parks/Rec Department and the DPW for all the work they did on the lighting of Clinton Park and throughout the City on Main Street. It looks great! You guys did a great job. I saw you guys working out there. You really did a good job. The whole event, the Lighting of the Park was a great time. It was a little wet and cold, what do you expect, but the lights went on as the Mayor counted down. A lot of the kids had a good time on the train going around. It was a hit and so was Santa Claus coming in on the fire truck. I want to thank the Fire Department for that as well. I would just like to thank the Police Department for their invitation to the Christmas Party. It was well attended and it was nice to see some of the old-timers there and reminiscence about some old times that we all went through. That's it for me Madam President. Thank-you.

Councilmember Smilinich- I just want to remind everybody of the Memorial Tree. It is at 5 Main Street. The tree has been lit and it is available for people to place ornaments of loved ones or anything they want to remember actually as long as it's in good taste on the tree. Did you find out Mayor, do we know what is going to happen to those ornaments at the end of the season?

Mayor Rick Davis- They will be taken down and we will try to find the rightful owners after that.

Councilmember Smilinich- They can be dropped off at the Mayor's office or contact Mr. Gilbert or myself.

Councilmember Toth- I just wanted to talk about the second resolution tonight. I'm glad that we were able to get this done and passed in reserving our pavilion and our park shelters a lot more easier for our residents and those who wish to do business here in the City by being able to go online now and make those reservations. It's nice to move forward and hopefully that will ease up a little bit of the work down at the Parks Department and make it a lot more accessible for those who want to come here and have a party in the City. I am glad that we were able to do that. That is all I have Madam President.

Mayor Rick Davis- I would just like to echo the sentiments about the Lighting of the Park. I would like to thank our Parks/Rec, DPW, the Electrical Department, Police and Fire, our seniors for doing the hot chocolate, our Visual and Performing Arts had a booth set up there too handing out candy canes and coloring sheets, so again I would like to thank everybody for a time honored tradition that we're able to move forward on. I am happy to report that the manger scene will be back up on City property very shortly. Thank-you Madam President.

Council President Koch- A special thank-you to Officer Johanson, Police Dispatch and the Police Department for allowing me to participate in a ride along. I would also like to thank CSX for taking care of an issue that we uncovered during our ride along on the Fillmore Bridge. I would like to thank everybody for such a great job on Winter Walk and to Chief Stuart for setting up the train at the Senior Citizens Center. I appreciate your help in letting them use that for the month of December. With that said, and that's all I have we will be meeting in the Caucus room. Thank-you very much.

**ADJOURNMENT**

272. By the Council seconded by the Council  
Resolved, that this Common Council adjourn until December 20, 2016.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

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Clerk

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Mayor

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Date Filed