

Council Chambers  
Tonawanda, New York  
June 21, 2016

A Regular Meeting of the Common Council

Present: Council President Koch  
Present Councilmembers: Gilbert, Rautenstrauch, Toth  
Excused: Smilinich  
Pledge of Allegiance  
Silent Prayer led by Associate Fire Chaplain David Nedell  
Moment of Silence was observed in memory of Joy Papai

**COMMUNICATIONS FROM THE MAYOR**

**COMMUNICATIONS FROM CITY OFFICIALS AND CORRESPONDENCE**

The following monthly reports were received by the City Clerk:

May Activity Report of the Fire Department  
May 2016 Minutes of the Board of Appeals  
Invitation from Team Up to Clean Up to attend the Grand Opening of the Millstream Educational Gardens (Luksin Dr at the Twin City Highway) on June 25, 2016 from 12 to 3PM

Referred to the Committee of the Whole  
Ordered filed

**COMMENTS BY THE PUBLIC ON RESOLUTIONS**

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**

158. By Council seconded by Council  
Resolved, that the Common Council minutes from June 7, 2016, be accepted as filed.

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

Resolution declared adopted

159. By Councilmember Rautenstrauch seconded by Councilmember Toth  
Resolved, that the bills be allowed as audited and that the City Clerk be directed to draw warrants on the Treasurer for the various amounts.

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

Resolution declared adopted

160. By Council President Koch seconded by Councilmember Rautenstrauch  
Resolved, that the reading of resolution #3 be waived.

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

Resolution declared adopted

161. By Councilmember Koch seconded by Councilmember Gilbert

**WHEREAS**, it has been determined by Fire Chief, Charles B. Stuart, and City Parks/Recreation Department Foreman, Christopher Foels, that the front section of the roof at fire station #3, 74 Wheeler Street, has deteriorated to the point that replacement is necessary; and

**WHEREAS**, the current condition of that portion of the roof warrants replacement to avoid damage to the structure; and

**WHEREAS**, the Fire Chief has received and reviewed quotes for specific repair work; and

**WHEREAS**, the Fire Chief and Parks/Recreation Department Foremen are in agreement that the work description/quote submitted by Fiddler Roofing, Inc. satisfies the necessary repair and replacement requirements and offers a better value than the lowest bidder's proposal.

**NOW THEREFORE, BE IT RESOLVED**, on the recommendation of Fire Chief Charles B. Stuart, that Fiddler Roofing, Inc. of Wheatfield, New York, be awarded the bid for \$13,552 to replace the front section of shingled roof at the fire station located at 74 Wheeler Street.

Fiscal Impact: \$13,552

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

Resolution declared adopted

162. By Councilmember Gilbert seconded by Councilmember Koch  
Whereas, a \$25.00 Special Events application fee and application were received by the City Clerk for THS Cheerleading Car Wash, and

Whereas, the application was reviewed and commented on by all appropriate department heads to insure the safety and well being of our residents, and

Whereas, all details for the above named event must be coordinated with Captain Fred Foels and the City Clerk, and the event chairperson, now, therefore be it

Resolved, that permission be granted to THS Cheerleading to conduct a car wash in the upper City Hall Parking lot on Saturday, July 9, 2016 from 11 am till 2 pm and be it further

Resolved, that a Certificate of Insurance naming the City of Tonawanda as additional insured be filed with the City Clerk no later than June 30, 2016.

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

Resolution declared adopted

163. By Councilmember Gilbert seconded by Councilmember Rautenstrauch  
Resolved, that the reading of resolutions # 5- #9 be waived.
- Ayes: Gilbert, Rautenstrauch, Toth, Koch  
Nays: None
- Resolution declared adopted
164. By Councilmember Toth seconded by Councilmember Gilbert  
Resolved that Karen Kisloski, 164 Highland Ave, Tonawanda, be appointed as a Commissioner of Deeds in and for the City of Tonawanda, term to expire December 31, 2016.
- Ayes: Gilbert, Rautenstrauch, Toth, Koch  
Nays: None
- Resolution declared adopted
165. By Councilmember Rautenstrauch seconded by Councilmember Toth  
Resolved, that the Common Council authorizes the sale of 22 items including surplus vehicles and equipment pursuant to the results of the online auction conducted by Auctions International from May 26, 2016 to June 16, 2016 as per list attached hereto and made part hereof.  
Budget impact: Total Sale of Surplus Equipment \$15,909.
- Ayes: Gilbert, Rautenstrauch, Toth, Koch  
Nays: None
- Resolution declared adopted
166. By Councilmember Gilbert seconded by Councilmember Rautenstrauch  
Resolved, at the recommendation of the City Engineer, Jason J. LaMonaco, P.E., that award of design and construction phase services for the City hall and Police Station Emergency Generator project be made to GHD Consulting Services, Inc., at a cost not to exceed \$19,300.00.
- Ayes: Gilbert, Rautenstrauch, Toth, Koch  
Nays: None
- Resolution declared adopted
167. By Councilmember Toth seconded by Councilmember Gilbert  
Resolved, at the recommendation of City Engineer, Jason J. LaMonaco, P.E., that award of the contract for Young Street Closure Traffic Study be made to Clark Patterson Lee, at a cost not to exceed \$10,000.00.
- Ayes: Gilbert, Rautenstrauch, Toth, Koch  
Nays: None
- Resolution declared adopted
168. By Councilmember Koch seconded by Councilmember Toth  
Whereas, the City of Tonawanda acting as Lead Agency has made the following findings of fact:
1. The City of Tonawanda has proposed to directly undertake an action under the New York State Environmental Quality Review Act (SEQRA), entitled Intermodal Hub Construction.
  2. The proposed action includes construction of a restroom/locker facility with bicycle shelter and amenities and a public gathering space.
  3. The proposed location of the project is alongside Koenig Alley between Broad and Young Streets.
  4. The applicant's engineer, C&S, Inc. prepared and submitted a Short Environmental Form (EAF) for review under SEQRA, Article 8, and 6 NYCRR Part 617.

5. The City of Tonawanda Common Council will act as Lead Agency for SEQRA review purposes.
6. The Common Council conducted a review under SEQRA
7. The Common Council has considered the criteria for determining significance as set forth in SEQRA regulations; the Environmental Assessment Form; and project information.

Now, therefore, be it resolved pursuant to the SEQRA Regulations, based upon the information, documentation, and testimony and after examining the relevant issues, the City of Tonawanda Common Council determines the proposed action will not result in any significant adverse impacts on the environment, which constitutes a Negative Declaration of Environmental Significance for the Project for purposes of Article 8 of the Environmental Conservation Law.

Ayes: Gilbert, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

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

No comments by the Public

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

Councilmember Toth- I have nothing.

Councilmember Rautenstrauch- I have nothing.

Councilmember Gilbert- This weekend is The Ride for Roswell. Hopefully, people will come out and cheer the riders on, me being one of them. It's a great cause. I look forward to seeing everybody. Also, this weekend is the Luksin Street Grand Opening for the Community Educational Garden. It's looking really well. Can't wait to see people there. I want to congratulate the Fire Department that helped to deliver a baby not too long ago. I heard the doctor told the lady to stay home. All of sudden, she was having the baby at home. A special thanks to Chief Strassburg and Officer Jason Balling for their work on the Dare Project. I went to the graduation ceremony. Jason and Bill were on the stage and they did a great job. When I got done I asked my son what he thought about it. He uses those techniques that Jason taught. I was very impressed. I want to thank those guys for the work they did at the school.

Mayor Rick Davis- Seen on Facebook and seen around town the painted signal boxes. The Visual and Performing Arts came to me a few months ago and asked me my thoughts on it; the local artists painting our signal boxes in the Downtown Business District, and I thought it was a wonderful idea. I believe there are still a few they are still working on. We will invite them all and officially recognize them at a meeting here in the not too distant future on the work that they have done. Councilman Gilbert talked about the Luksin Community Garden Event. It's nice to see that transformed into what is from a playground that I used frequent a lot as a kid behind my grandparents' house. It kind of brings new life to that area. The playground really wasn't used very much. It is wonderful to see that and hopefully people come out for that. The Fishing Derby was this past weekend. Thank you John White! He does wonderful things in our community and his host of volunteers for putting on another fantastic event. Hooked On Fishing, this weekend on the canal Saturday and Sunday hopefully people will come out for that as well and catch some sunfish. My hats off to the Fire Department as well for the baby being delivered. And the Chief and Officer Balling, I was at the graduations this past weekend and kids do talk a lot about the Dare Program. I think it does make a huge difference. Moving forward, I think the key is to get the kids early on and they do wonderful job of that.

Council President Koch- Thank you to Jason Knight for your presentation before our formal session. We appreciate that and certainly was eye opening for us. As the Mayor said, the Hooked on Fishing is this weekend sponsored by the Boys and Girls Club. So please come check it out. I'd like to wish all the participants in the Ride for Roswell good luck! I know Mr. Gilbert will be riding along Niawanda. I'd like to thank Mr. Warthling for the flowers in front of City Hall. It looks great! Nice touch! Lastly, tomorrow there is a group of walkers that will be walking through the City. It is a group called "The Warriors Walk" on Wednesday. They've added a spin to it. It's going to be like an historical tour. That starts at 6:30 P.M. So please come out and join them. Thank you very much and have a great night.

**ADJOURNMENT**

169. By Councilmember Koch                      seconded by Councilmember Rautenstrauch  
Resolved, that this Common Council adjourn until July 5, 2016.

Ayes: Gilbert, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

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City Clerk

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Mayor

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Date Filed