

Council Chambers
Tonawanda, New York
January 19, 2016

A Regular Meeting of the Common Council

Present: Council President Koch
Present Councilmembers: Gilbert, Rautenstrauch, Toth
Smilinich- excused

Pledge of Allegiance led by Council President Koch

Prayer led by William Miles

PUBLIC HEARING

A Local Law authorizing the “Enactment of Residential Investment Exemption pursuant to Section 485 (subdivision to be assigned by the State) of the New York Real Property Tax Law”.

There were no comments by the public on the Local Law.

COMMUNICATIONS FROM THE MAYOR

A letter to Thomas Balk, 33 Loretta Street, dated January 14, 2016, reappointing him to the Traffic and Safety Board, term to expire December 31, 2018.

A letter to David Laures, 80 Sharon Drive, dated January 12, 2016, reappointing him to the Traffic and Safety Board, term to expire December 31, 2018.

A letter to Bill Harmon, 171 Elmwood Park W., dated January 12, 2016, reappointing him to the Plumbing Board, term to expire December 31, 2016.

A letter to Peter Bognar, 130 Brookside Terr. W., dated January 13, 2016, reappointing him to the City’s Board of Appeals, term to expire December 31, 2018.

Ordered Filed

COMMUNICATIONS FROM CITY OFFICIALS AND CORRESPONDENCE

The following monthly reports were received by the City Clerk:

December Activity Report of the Fire Department
January-December 2015 Minutes of the Plumbing Board
2015 Comprehensive Revenue & Expenditure Control Report for the City of Tonawanda
Referred to the Committee of the Whole
Ordered filed

A letter from the Quality Students of the Tonawandas, January 2016, regarding sponsorship of student for the Quality Student Dinner being held on March 3, 2016.

A letter from Deputy City Attorney S. Michael Rua, to Daniel J. Kancar, 109 Mullen Street, January 6, 2016, regarding his complaint to the City of Tonawanda Board of Ethics

A letter from Deputy City Attorney S. Michael Rua, to David Bernosky, 137 Brookside Terrace West, January 6, 2016, regarding a City of Tonawanda Board of Ethics Complaint.

Referred to the Committee of the whole
Ordered Filed

Council President Jenna Koch- We have an addition to tonight's meeting. We have two resolutions. One is the *Alterations to the Exterior of Commercial Structures* and two is the *Demolition of Buildings* cannot be approved unless the City Inspector and Engineer have authorized. We will add those two. I will turn the microphone over to the Mayor for his State of the City Address.

Mayor's State of the City Address

State of the City 2016

Good evening everyone. It is my honor to be up here today giving my third State of the City speech. I am happy to report that the State of the City is good. As I have stated the past two years, the basic principal of my administration is two-fold: to continue to provide the excellent city-services our residents demand, while at the same time guaranteeing the fiscal stability of our government a difficult task given state and other mandated costs. However, through the excellent work of our department heads and our City Treasurer, we are meeting my two-pronged goal.

FISCAL STABILITY

The City of Tonawanda's General Fund began fiscal year 2016 with an undesignated fund balance of approximately **\$1.7 million**. Importantly, none of the General Fund was used in reducing the property tax levy for the first time in over 30 years. In addition, \$200,000 was reserved for future tax stabilization. The goal is to continue to build upon this reserve as a means to control the growth of property taxes and reduce the need to finance future capital projects. Finally, \$983,000 was reserved for self-insured worker compensation and liability insurance claims; an area we monitor with great care. The total undesignated fund balance represents approximately 8.6% of annual General Fund expenditures. From a general municipal accounting standpoint, the preservation of a 5-10% fund balance is the recommended minimum standard. We are, therefore, meeting the accounting standard.

The City's total outstanding indebtedness at the end of fiscal year 2015 is \$18.6 million. Sewer Improvement Bond Anticipation Notes of \$5.1 million and General Fund Public Improvement Bond Anticipation Notes of \$2.7 million will be permanently financed in 2016. These are fiscally sound allotments.

An initial, *pre-audited* review of 2015 General Fund budget expenditures indicates that the City will stay within its budgeted projection of \$20.3 million. Our auditors still must perform a comprehensive review of all expenditures for 2015, including a thorough analysis of health, liability and workmen's compensation insurance reserves to ensure that they are adequately funded.

General Fund Revenues, including property taxes, should approach \$20.1 million for fiscal year 2015. The City's share of Sales Tax Revenues will approximate \$4.6 million. The City also received \$2.6 million in State Aid, unchanged from the past several years. (And unfortunate as the state's mandated costs on the City keep going up.)

CITY EXPENDITURES

An analysis of City expenditures requires more detailed narrative in three key areas:

1. Payroll/Personnel

The total amount of wages paid in 2015 for 214 employees was approximately \$9.6 million. The total cost of salaries and benefits citywide is approximately \$16.3 million or 71% of total City expenditures (\$22.8 million). While our employees are our greatest resource, the control of salaries and benefits is vital to controlling the growth of property taxes. Our four negotiated collective

bargaining contracts were put into place January 1, 2012. They are set to expire December 31st, 2016. We will begin new contract negotiations with our four unions starting within the next few months.

2. Health Insurance

The cost of this benefit to the City has increased from \$2 million in fiscal year 2005 to approximately \$3.9 million in fiscal year 2015. This represents an average annual increase in excess of eight percent over the past ten years. The City has worked with its active employees to negotiate cost effective changes that streamline the delivery of health insurance benefits it is contractually obligated to provide. There are many pieces to the City's insurable population, including active employees, pre-Medicare retirees, and Medicare eligible retirees. Each segment of this population poses its own unique set of circumstances and funding mechanisms. The City is responsible for approximately 285 health insurance policies: approximately 160 policies are paid for on behalf of retirees and or their spouses, and approximately 125 are for current employees. And now, per the Government Accounting Standards Board (GASB) Statement Number 45, the City is required to measure and disclose the actuarial valuation of post-retirement health care benefits. The Post Employment Benefit Liability of City paid Health insurance is currently valued in excess of \$43 million. It is my goal during union contract negotiations to bring more certainty to the most volatile and unknown line in our budget.

3. NYS Retirement Contribution

All levels of municipal government are obligated to pay the New York State Retirement System a percentage of gross salary annually for its employees as a means of funding their future pensions. In 2015 the City's total retirement bill was \$1,648,605 down from \$1,754,240 in 2014. We will follow this closely during 2016.

SEWER FUND

The Sewer Fund began 2015 with a positive fund balance of approximately \$390,000. To fund the state mandated \$20 million capital improvements required as part of the New York State consent order for the sewer rate increase from \$4.70 to \$5.44 per thousand gallons for 2015 had to be made. The City's annual cost to the Town of Tonawanda for sewage treatment is approximately \$950,000, or 37% of the annual Sewer Fund Operating Budget. Improvements are necessary to address infiltration of ground water into the sanitary sewer system, which increases the City's treatment bill to the Town.

BOND RATING

The City's most recent bond rating from Standard & Poor's was maintained as A+ stable. In general this means the City's finances are stable and that it currently maintains a sound financial position. Across New York State, *compared to other small cities*, the City of Tonawanda's bond rating is in the top tier. We will work hard to maintain this rating.

CONSTITUTIONAL DEBT/TAX LIMIT

The City's State computed Constitutional Debt Limit is estimated to be \$42.7 million. The City's outstanding indebtedness of approximately \$18.6 million is reasonably well below its Debt Limit. The City's State Computed Constitutional Tax Limit for 2016 was calculated to be approximately \$12.3 million. Similar to our debt limit, this is a State Constitutional limit that caps the total amount of a city's tax levy by a percentage of the total assessed valuation. With a 2016 tax levy of \$11 million, less exclusionary debt service costs of \$1.8 million, the City is currently about \$3.1 million (25%) below its State computed constitutional limit.

BEYOND THE NUMBERS

I call that the dry portion of the State of the City...now onto the more exciting stuff. As we look ahead to 2016 I like to take a look back at 2015 first. Through the hard work of my office, City Treasurer, City Engineer, and our grant consultants we were able to secure \$13.7 million in funding to help offset future sewer rate increases due to the DEC mandated sanitary sewer project.

In a very exciting program we've partnered with the Erie County Land Bank to renovate or replace 3 homes in the City to the tune of over \$400,000 invested into our city to help tackle blight and help out our tax base. We look forward to partnering again this year with the Land Bank on additional properties with the City.

We entered into an agreement with Pyramid Brokerage to commercially market the Spaulding Commerce Park. Pyramid is the largest commercial realtor in the area and with their sister company Cushman-Wakefield help form the largest commercial real estate company in the world. None of us sitting up here has a clue regarding the intricacies of commercial real estate. It's, therefore, best to have someone with the proven track record of Pyramid representing the City. We have had quite a lot of interest in the property, but because of the zoning restrictions that are in place, and rightfully so, with the area being in close proximity to residential homes, we've had to turn businesses away. Unless someone wants a junk yard, metal recycling center, multiple outdoor construction supply companies with stone roads, or a stone crushing operation right outside their home. Those are a handful of businesses we've had to say thanks but no thanks to. I look forward to working with Pyramid to bring more business into the City and help fill in Spaulding Commerce Park. This is a very competitive market as there are many similar commercial sites in Western New York, but we will continue to push hard, as the Spaulding site and the City of Tonawanda have a good story to tell.

Very soon we will wrap up completion of the Local Waterfront Revitalization Plan and start work on updating the city's 1990's Comprehensive Plan. These two plans are vital to the future development of our city (our residences, commerce and industry). They are also essential to and will enable us to obtain grants (that we could not now obtain) for new projects. And, as these development plans are being created with public input, they will not be some politician's ideas, but the public's view of how they want their waterfront and city to look and grow over the next 10-20 years. I look forward to seeing the path the residents have decided to take and do my very best to bring that vision to fruition.

Also very important, two prominent and respected developers have come forward with their vision for the former Little League Drive Property. This Council will have a tough decision on its hands. It is critical that we put land back on the tax rolls to help with the future solvency of our city. Every such development leads directly to an increased tax base and a lowering of the individual tax burdens on our taxpayers. We must take advantage of every solid opportunity. We cannot look to "trade off" one for another. We need them all. It's going to take a concerted and cooperative effort to add to our tax rolls, ensure we maintain and/or improve our housing stock, attract new businesses, and control future spending. That's what will decide our future.

Another new grant program we were awarded this year that we are very excited about is the Main St. Program. Through this program, a professional development director will be hired and a private sector Board of Directors will be established to work with our downtown area businesses. They will work with businesses to promote economic development/expansion along with historic preservation. . They will also help market our downtown, help fill any vacancies that pop up, and assist in the downtown beautification process. Much like Lumber City Development Corporation has been doing for North Tonawanda. While our downtown will never be like it was before Urban Renewal, there's still so much there to build on, making our downtown a real gem not only for our businesses but all our residents too.

And, another. Recently, we were awarded \$325,000 to help move forward with the \$1.5 million Koenig Alley Intermodal Hub Project. We will be turning 1 acre of the 4 acre

current disastrous parking lot into a downtown community gathering space with bathrooms and a changing area that will allow bikers, runner, walkers, and kayakers a place to change and hop on any of the 4 bike paths that are within 1/4 mile of the hub. It will also allow for the possibility for an artisan/farmer's market during the spring/summer/fall time frame and help transform the look and feel of our downtown. I look forward to working with Senator Marc Panepinto and Greenway Commission to help obtain the funding to start this project this summer.

Also working with Assemblyman Schimminger's office I was able to obtain \$635,000 in grants to purchase a new fire pumper (which I gave the go ahead to a few weeks ago to build it) to help replace a 37 year old aging pumper, outfit our fire department with new Personal Protective Equipment, new security system at the Pavilion, and other vehicle purchases for DPW and Parks and Recreation. I thank Assemblyman Schimminger for his generosity and for not having to fund these purchases out of the City budget.

On something I am very excited about, tomorrow I will sign an agreement with the Vietnam Veterans of America Chapter 77 to bring their AH-1 Vietnam Veterans Memorial here to the City of Tonawanda. I can't think of no place more fitting for this memorial than up at Veteran's Park. The memorial will include an AH-1 helicopter. It will be a very dramatic memorial here in the city honoring those who fought so bravely in the Vietnam War, those that paid the ultimate sacrifice, and those families that were left behind to pick up the pieces. I am honored and humbled they chose the City to host this showcase memorial.

Other projects that are of note happening this year will be the completion of the Niagara Street repaving project from Kohler-Hinds Street, completion of the Rails to Trails I project, starting of the Rails to Trails II project, Montante Solar project that once completed will save taxpayers over \$1 million over the life of the contract, and continuing to work with the Team up to Clean up crew in helping make our city shine bright.

IN CLOSING

The City of Tonawanda will continue to face difficult decisions and challenges to ensure its long-term financial viability, and must continue to analyze and explore opportunities for savings as well as growth and stabilization of its tax base whenever possible. The City has a very good financial position. This is attributable to sound fiscal management on the part of our elected officials and department heads, as well as a stable, though not growing, tax base. The past two years' budgets have seen the City having to override the State's imposed property tax cap. We have had to do this in the interest of protecting City services and fiscal stability. There may come a point in time where tough decisions will need to occur if an eye isn't kept on the future. I thank our City Department Heads and all our city workers that take great pride day in and day out in their jobs and are true ambassadors for the city. I look forward to continuing to work with the Council on making our wonderful city and even better place to live. Thank you and God Bless.

Council President Koch- Thank you Mayor. We will not be going into Executive Session. I will now take comments from the public on the resolutions.

COMMENTS BY THE PUBLIC ON RESOLUTIONS

There were no comments by the public on the resolutions.

MOTIONS AND RESOLUTIONS

15. By the Council seconded by the Council
Resolved, that the Common Council minutes from January 5, 2016, be accepted as filed.

Ayes: Gilbert, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

16. By Councilmember Toth seconded by Councilmember Rautenstrauch
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

17. By Councilmember Rautenstrauch seconded by Councilmember Gilbert
Resolved, that the stipend for the position of Computer Services Director in the City of Tonawanda be increased to \$9,000, effective January 1, 2016.

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

Resolution declared adopted

18. By the Council seconded by Council
Resolved, that the Mayor be authorized and directed to sign an agreement with Drescher & Malecki, LLP to perform the annual audit of City finances for the fiscal year ended 12/31/2015 for a fee not to exceed \$18,500.

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

Resolution declared adopted

19. By Councilmember Koch seconded by Councilmember Gilbert
Resolved, that the reading of resolution #20 be waived.

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

Resolution declared adopted

Council President Koch- Resolution #20 is where the Local Law entitled the "Enactment of Residential Investment Exemption".

20. By Councilmember Gilbert seconded by Councilmember Toth

WHEREAS, a Local Law entitled "Enactment of Residential Investment Exemption pursuant to Section 485 (subdivision to be assigned by the state) of the New York Real Property Tax Law" which provides that:

Residential real property constructed on or after the 1st day of January, 2016 in the city of Tonawanda may be exempt from City taxation as provided in this section.

Such real property shall be exempt for a period of one year to the extent of fifty per centum of the increase in assessed value thereof attributable to such construction and for an additional period of nine years and such exemption shall be computed with respect to the "exemption base". The exemption base shall be the increase in assessed value as determined in the initial year of such ten year period following the filing of an original application, except as provided in the following subparagraph.

In any year in which a change in level of assessment of fifteen percent or more is certified for a final assessment roll pursuant to the rules of the State Board, the exemption base shall be multiplied by a fraction, the numerator of which shall be the total assessed value of the parcel on such final assessment roll (after accounting for any physical after quantity changes to the parcel since the immediately preceding assessment roll),

and the denominator of which shall be the total assessed value of the parcel on the immediately preceding final assessment roll. The result shall be the new exemption base. The exemption shall thereupon be recomputed to take into account the new exemption base, notwithstanding the fact that the Assessor receives the certification of the change in level of assessment after the completion, verification and filing of the final assessment roll. In the event the Assessor does not have custody of the roll when such certification is received, the Assessor shall certify the recomputed exemption to the local officers having custody and control of the roll, and such local officers are hereby directed and authorized to enter the recomputed exemption certified by the Assessor on the roll. The Assessor shall give written notice of such recomputed exemption to the property owner, who may, if he or she believes that the exemption was recomputed incorrectly, apply for a correction in the manner provided by Title Three of Article Five of the New York Real Property Tax Law for the correction of clerical errors. The following table shall illustrate the computation of the Tax Exemption:

<u>Year of Exemption</u>	<u>Percentage of Exemption</u>
1	50
2	45
3	40
4	35
5	30
6	25
7	20
8	15
9	10
10	5

No such exemption shall be granted unless:

1. Such construction was commenced on or after the 1st day of January, 2016; and
2. The cost of such construction exceeds the sum of Seventy Thousand Dollars (\$70,000); and
3. Such construction is completed as may be evidenced by a Certificate of Occupancy or other appropriate documentation as provided by the owner.

For purposes of this section the term construction shall not include ordinary maintenance and repairs.

Such exemption shall be granted only upon application by the owner of such real property on a form prescribed by the State Board. Such application shall be filed with the assessor on or before the appropriate taxable status date and within one year from the date of completion of such construction.

If the assessor is satisfied that the applicant is entitled to an exemption pursuant to this section, he or she approve the application and such real property shall there after be exempt from taxation and special ad valorem levies commencing with the assessment roll prepared after the taxable status date referred to above. The assessed value of any exemption granted pursuant to this section shall be entered by the assessor on the assessment roll with the taxable property, with the amount of the exemption shown in a separate column.

The provisions of this section shall apply to real property used as the primary residence of the owner.

In the event the real property granted an exemption pursuant to the section ceases to be used primarily for eligible purposes, the exemption granted pursuant to this section shall cease.

The City of Tonawanda shall cause information relating to the availability of such exemption, including requirements and application procedures, to be attached to all building permit applications and copies of such information shall be posted in a conspicuous location in any office or offices where such permits and applications for permits are issued and processed.

This Local Law shall be provided to the Honorable Marc C. Panepinto, State Senator and the Honorable Robin Schimminger, State Assemblyman, as sponsors, for their submission of the Local Law to the New York State Legislature for its approval.

This Local Law shall take effect immediately upon filing with the New York State Secretary of State.

was enacted by a resolution of this body on January 5, 2015; and

WHEREAS, Mayor Rick Davis has this evening held a public hearing concerning said legislation;

NOW, THEREFORE, BE IT RESOLVED, that should the Mayor approve said legislation as is required by law, the City Clerk is directed to provide a copy of this Local Law to the Honorable Marc C. Panepinto, State Senator, and the Honorable Robin Schimminger, State Assemblyman, as sponsors, for their submission of the Local Law to the New York State Legislature for its approval.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that once the State legislature has approved the Local Law the City Clerk is directed to notify New York Secretary of State of its enactment and approval.

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

Resolution declared adopted

21. By Councilmember Gilbert seconded by Councilmember Toth
Resolved, that the reading of Resolution #22 be waived.

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

Resolution declared adopted

22. By Councilmember Toth seconded by Councilmember Gilbert
Resolved, that the following Certificates of Insurance and bonds for plumbers have been accepted and approved by our Plumbing Inspector and therefore shall be filed and a license shall be issued for said plumbers to do business in the City of Tonawanda.

They are: John M. Detzler (Lancaster Plumbing Inc.), Donald DiCarlo (Trademaster Contracting Inc.), Martin K. Hall (Marty Hall's Plumbing & Heating, Inc.), Richard Kuhns (R.I.C. Plumbing Inc.), Scott Kuhns (R.I.C. Plumbing Inc.), Christopher T. Haefner (Haefner Plumbing), Jeff Miller (T-Mark Plumbing Inc.).

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

Resolution declared adopted

23. By Councilmember Gilbert seconded by Councilmember Rautenstrauch
Resolved, that the readings of Resolutions # 24 and #25 be waived.

Ayes: Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

24. By Councilmember Gilbert seconded by Councilmember Koch

WHEREAS, the title of this Resolution/Ordinance has been published at least once in a newspaper of general circulation, more specifically, the Buffalo News, on January 4, 2016 in accordance with Section 2.047 of the City Charter.

WHEREAS, within the City of Tonawanda there are many structures of historical and/or architectural importance and many other structures that are important to the character of these areas; and

WHEREAS, the City of Tonawanda seeks to ensure that the character and viability of its commercial areas and the character and quality of life or its residential neighborhoods are maintained and enhanced; and

WHEREAS, the removal of an existing structure may on its own or through a proposed ruse be detrimental to the commercial or neighborhood area within which it is found; and

WHEREAS, the City of Tonawanda will be initiating a more complete and in-depth review of its zoning ordinance, including structure demolition; and

WHEREAS, in the interim period (i.e. between now and Council's approval of a broader and ore in-depth structure demolition policy for the City), it is critical that the City's commercial and residential areas are not altered by demolition, unless such demolitions are necessary for safety, health and welfare of the community (e.g., structural failure, mold infestation); and

NOW, THEREFORE, BE IT RESOLVED that Chapter 14 of the Code of the City of Tonawanda, entitled Buildings and Building Regulations, Article 6, *Unsafe Buildings*, Sec. 14-391, *Repair, demolition or removal required*, which now reads:

Repair, demolition or removal required.

All buildings or structures or any part thereof which become or are abandoned, dilapidated, deteriorated, decayed or unattractive from any cause so as to endanger the health, safety or welfare of the public shall be repaired, demolished or removed.

Shall be amended to read as follows:

Sec. 14-391

Repair, demolish or removal required

- (a) All buildings or structures or any part thereof which become or are abandoned, dilapidated, deteriorated, decayed or unattractive from any cause so as to endanger the health, safety or welfare of the public shall be repaired, demolished or removed.
- (b) Prior to the demolition of any residential or commercial structure, with the exception of accessory structures, the owner of said property must obtain approval for such demolition from the City's Building Inspector and Engineer, substantiating that the demolition is necessary for safety reasons, i.e., it is in danger of collapsing, its continued use is not economically feasible due to extensive and embedded mold and/or it has been indentified by the Fire Chief and/or Fire Prevention Officer as a fire hazard or immediate safety concern.

This provision shall remain in effect until altered by the Common Council.

BE IT FURTHER RESOLVED, that the above amendment shall take effect upon publication of its title in an official newspaper of the City of Tonawanda.

Ayes: Gilbert, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

25. By Councilmember Toth seconded by Councilmember Rautenstrauch

WHEREAS, the title of this Resolution/Ordinance has been published at least once in a newspaper of general circulation, more specifically, The Buffalo News, in accordance with Section 2.047 of the City Charter; and

WHEREAS, within the City of Tonawanda there are many structures of historical and/or architectural importance and many other structures that are important to the ambiance of the areas within which they stand; and

WHEREAS, the City of Tonawanda is concerned that the ambiance and viability of its commercial areas be maintained and enhanced; and

WHEREAS, the change of an existing façade on a commercial structure in the central business district (CBD) area (defined for this purpose as bounded by: Seymour/Niagara to Niagara/Young to Young/Fletcher to Fletcher/Seymour to Seymour/Niagara) may be detrimental to the commercial area within which it is found; and

WHEREAS, the City of Tonawanda will be initiating a more complete and in depth review of its zoning procedures, including any alterations to the facades of commercial buildings; and

WHEREAS, in the interim period (i.e., between now and Council's approval of the broader and more in-depth façade alteration policy for the City), it is critical that the City's commercial area, (CBD), is not altered by façade changes, unless such changes are required for safety (e.g., structural failure) reasons; and

NOW, THEREFORE, BE IT RESOLVED that Chapter 14 of the Code of the City of Tonawanda, entitled Buildings and Building Regulations, shall be amended to add a new Article 11 entitled: *Commercial Structures*, Section 14-479 *Alterations to the Exterior of Commercial Structures*, which shall read as follows:

Sec. 14-479

Alterations to the Exterior of Commercial Structures.

Alterations to the façade of commercial structures located within the central business district (CBD) must obtain the approval for such changes from the City's Planning Board, substantiating that such changes will not impact negatively on the ambiance and historic nature of the building and of the central business district (CBD) commercial area; and

This provision shall remain in effect until altered by the Common Council.

BE IT FURTHER RESOLVED, that the above Ordinance shall take effect upon publication of its title in an official newspaper of the City of Tonawanda/

Ayes: Gilbert, Rautenstrauch, Toth, Koch

Nay: None

Resolution declared adopted

COMMENTS BY THE PUBLIC AFTER RESOLUTIONS

Roger Puchlaski, 478 Adam Street- Just on resolutions #7 and #8, the last two. There is no printed copy. Nobody knows what it was. You didn't read it so we don't know what it was. At the beginning of the meeting, you asked us to comment on the resolutions. So the public had no input on these resolutions. So you might have more public input if you have a copy of it available or at least read it so the public knows.

Councilmember Gilbert- Madam President, could we get the City Clerk to put out copies of the resolutions?

Council President Koch- Yes, thank-you Mr. Gilbert. We will have those copies available outside.

COMMENTS BY THE COUNCILMEMBERS AFTER RESOLUTIONS

Councilmember Gilbert- I just want to thank the Mayor for his State of the City Address. It was quite (inaudible), thank you very much for that. Other than that I have nothing.

Councilmember Rautenstrauch- Nothing.

Councilmember Toth- I would also like to thank the Mayor and look forward to working with him the next couple years moving the City forward. I am very excited about signing this agreement with the Vietnam Veterans to have that memorial placed in our city. It's going to be an outstanding memorial and looking forward to getting that project off the ground.

Council President Koch- Thank-you Mayor for your State of the City. I want to remind the community that there is a blood drive on Thursday in memory of Jed Woome, so please stop by it is from 2:00-8:00 p.m. I know they are doing a gift basket raffle as well. So please stop by. I'd like to ask everybody to keep in your thoughts Ramblin Lou Schriver who was a Tonawanda grad. I would like to adjourn in his memory. That's all I have for tonight. Thank-you and drive safe.

ADJOURNMENT

27. By Councilmember Koch seconded by Councilmember Toth
Resolved, that this Common Council adjourn until February 2, 2016.

Ayes: Gilbert, Smilinich, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

Deputy City Clerk

Mayor

Date Filed