

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 Associate Fire Chaplain Rick Oates

**COMMUNICATIONS FROM THE MAYOR**

Communication to the Unified Court System Eighth Judicial District regarding the City's intent to review the Courts space utilization.

Communication to the Council regarding a status update of the Erie County Water Authority work on the Veterans Park Water Tower

**COMMUNICATIONS FROM CITY OFFICIALS AND CORRESPONDENCE**

The following monthly reports were received by the City Clerk:

Traffic Analysis for Closing/Removal of Young Street between Main and Broad from Clark Paterson Lee Architecture Firm

October Report of the Building Inspector

October Report of the Tonawanda Fire Department

Minutes and recommendations of a Special November 7, 2016 meeting of the Traffic and Safety regarding Handicapped Parking throughout the City

October Minutes of the Board of Appeals

Recommendation Letter from City Treasurer Joseph Hogenkamp regarding Sewer Rate Increase for 2017

2016 Year to Date Overtime report from Treasurer Joseph Hogenkamp

11/15/2016 Comprehensive Revenue and Expenditure Report

Communication from Jack Gallagher regarding rezoning of 618 Delaware St

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**

257. By Councilmember Gilbert seconded by Councilmember Toth  
Resolved, that the Common Council minutes from November 1, 2016, be accepted as filed.

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

Resolution declared adopted

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

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

Resolution declared adopted

259. By Councilmember Rautenstrauch seconded by Councilmember Gilbert  
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, Smilinich, Rautenstrauch, Toth, Koch  
Nays: None

Resolution declared adopted

260. By Councilmember Smilinich seconded by Council President 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 October 28, 2016, in accordance with Section 2.047 of the City Charter.

NOW, THEREFORE, BE IT RESOLVED, that Chapter 62 entitled TRAFFIC AND VEHICLES, Article 5. TRAFFIC SCHEDULES, DIVISION 2. GENERALLY, Section 62-201. Schedule XXIII: Handicapped parking areas, shall be amended to add the following:

<i>Name of Street</i>	<i>Side</i>	<i>Location</i>
City Lot Adam/Broad		One behind Hamp, One behind Antique Store by alley way, One behind Washingtown (3 spaces)
City Lot Adam/ Seymour		One by St. Francis School, one near Lane Jewelers, one behind Tim Horton's (3 spaces)
City Hall Bottom Lot		Signage on one space van accessible
City Hall Top Lot		One space van accessible
DPW Lot		One space, rear of 150 Fillmore in overnight parking

	lot, one of two spaces in front to be van accessible
East Niagara Street	One van accessible space each lot by ballfield
East Niagara Street Lot	One van accessible space by Longs Avenue
East Niagara Street Lot	One van accessible Space by 126 East Niagara
Niawanda Park	Change signage to van accessible behind City hall
Niawanda Park	Change one sign to van accessible by boat dock
Niawanda Park- Section A	Change on sign to van accessible
Niawanda Park ó Section B	Three handicap spots, one being van accessible
Niawanda Park- Section D	Three handicap spots
Police Station- Top Lot	One additional space, van accessible
Veterans Park	One additional space, van accessible (Near helicopter)

BE IT FURTHER RESOLVED, that all other Sections of said Ordinance shall remain unchanged and in full force and effect; and

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, Smilinich, Rautenstrauch, Toth, Koch

Nays: None

Resolution declared adopted

261. By Councilmember Toth seconded by Councilmember Gilbert

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 October 28, 2016, in accordance with Section 2.047 of the City Charter.

NOW, THEREFORE, BE IT RESOLVED, that Chapter 62 entitled TRAFFIC AND VEHICLES, Article 5. TRAFFIC SCHEDULES, DIVISION 2. STOPPING, STANDING AND PARKING, Section 62-193. Schedule XV: No Standing of the Tonawanda City Code which now reads as follows:

In accordance with the provisions of Section 62-116, no person shall stand a vehicle upon any of the following described streets or parts of streets:



264. By the Council seconded by the Council  
Resolved, that effective January 1, 2017, the Sewer User Rate is increased from \$5.44 to 5.60 per 1000 gallons, and further be it  
Resolved, that effective January 1, 2017, the minimum annual charge for Sewer Consumption is 40,000 gallons or \$ \$224.00.

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

Resolution declared adopted

265. By Councilmember Gilbert seconded by Councilmember Smilinich

Be it resolved that Mayor Rick Davis be authorized and directed to sign the agreement with Erie County for continued Transportation and Escort Services for the Elderly in the City of Tonawanda from January 1, 2017 to be automatically renewed for successive twelve months unless terminated by either party with 15 days written notice and that the necessary proof of insurance be submitted to the County.

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

Resolution declared adopted

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

No comments from the Public

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

Councilmember Rautenstrauch- I have nothing today.

Councilmember Gilbert- Nothing also Madam President.

Councilmember Smilinich- I would like to pass along to the Police Department the thanks from the Vietnam Veterans Chapter 77 for the excellent job you did throughout the course of the movement, the guarding, and the lifting and the dedicating of the helicopter. I am sure you will be receiving something in writing from them but they asked me to pass it along to you today. Thank you.

Councilmember Toth- Nothing Madam President.

Mayor Rick Davis- I would like to thank the Council for their support of the budget. I would like to thank the Department Heads and especially my Administrative Assistant and Joe Hogenkamp on this really conservative but balanced budget. I am quite pleased that the Council also agreed with it. I would like to echo Ms. Smilinich's sentiments to our Police Department, DPW, and Parks and Rec for their help with the helicopter memorial. I would like to also thank the Vietnam Veterans of America for entrusting her with us. It is absolutely beautiful. I think we doubled our city population on the dedication. It was wonderful to see the turnout. It was wonderful to see the pilot there as well that flew that helicopter. All around it was a great day for the City. Lastly, I would like to extend my appreciation to the White House. Yesterday, I was one of twenty mayors nationally that attended the White House and talked about our efforts to end veteran homelessness. The best practice is to share with other mayors that also are trying to tackle this problem. It was quite an awe-inspiring experience to be in parts of the White House that the public doesn't normally see and also speak with other mayors; like the Mayor of Mesa, Arizona, the Mayor of Portland, Oregon on some of the things they have done to help our veteran homeless population here in the City. But I would especially like to thank the White House Staff for allowing me to propose to my girlfriend inside the White House. It's not everybody that gets a chance to do it. Thank you. That is all Madam President.

Councilmember Gilbert- She's not your girlfriend.

Mayor Davis- I should say now she's my fiancée.

Council President Koch- I would also like to recognize the Mayor who attended the conference in Washington. One of the few select who were invited. So thank you very

much and he didn't bring an autograph back from the First Lady. The Boys and Girls Club are hosting a Thanksgiving Dinner on next Tuesday, November 22 and the event is open to the community. So please stop in it starts at 5:45P.M. The Helping Our Neighbors Food Drive ends on November 19 and I would like to thank everyone who participated and donated. I want to wish everybody a very wonderful and Happy Thanksgiving. We have so much to be thankful for. I hope you have a wonderful holiday. Thank you very much. Have a good night.

