

City of North Tonawanda

DONNA L. BRAUN
City Clerk-Treasurer
dbraun@northtonawanda.org

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
Fax: (716) 695-8557

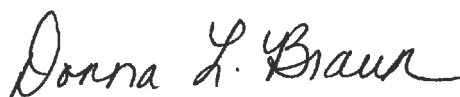
COMMON COUNCIL WORKSHOP AGENDA

November 19, 2020

The following meeting has been scheduled for TUESDAY NOVEMBER 24, 2020:

- | | | |
|--|---|---|
| 6:30 P.M. Special Session | - | Re: Review and Decision regarding Upstate Cell Tower application for 32 Ward Road |
| 6:45 P.M. Bill Davignon
Supt. Wastewater/Water | - | Re: Agreement for Engineering Services |
| 7:00 P.M. Alex Domaradzki
Dir. Youth, Recreation, Parks
& Seniors | - | Re: No Smoking & Vaping Signs in City Parks and Agreement with Bench Craft for new Golf Course Signs |
| 7:15 P.M. Common Council | - | Re: General Discussion |
| 7:30 P.M. Executive Session | - | Re: Personnel |

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer

November 4, 2020

Mr. Bill Davignon
Superintendent
City of North Tonawanda
Water & Wastewater Departments
830 River Road
North Tonawanda, NY 14120

DRAFT



Re: Agreement for Engineering Services – WTP Standby Generator Replacement
Proposed Amendment No. 5 – Additional Engineering Services
File No. 17P1-0024

Dear Mr. Davignon:

Nussbaumer & Clarke, Inc. (Nussbaumer) respectfully submits this proposed Amendment (No. 5) to our Agreement for Engineering Services in connection with the Water Treatment Plant (WTP) Standby Generator Replacement project. The proposed amendment is for improvements to the existing main electrical equipment and new generator fuel system. This work is in addition to the ongoing work related to the standby generator replacement. Additional engineering services have been and continue to be provided for the following:

- Assist the City with administration of the WIIA Grant related to General Contractor (GC) and Electrical Contractor (EC) reports and payment processing during the term of the project.
- Coordination of GC and EC work/schedules.
- Addition of the above ground diesel fuel tank and removal of the existing underground storage tank.
- Assist the City with development and implementation of plan for removal and disposal of contaminated soils.
- Redesign work for electrical components due to space limitations and to accommodate future capital improvements to the pumping system and electrical service upgrade.
- Time extension for project completion to accommodate the additional scope of work and modifications to the electrical equipment. GC's anticipated completion date is 6/1/2021, EC's anticipated completion date is 9/30/2021.

We have included the related additional Design, Construction Administration and Construction Observation services.

DESIGN:

- Field measurements for proposed electrical gear and electrical interconnection to supplement existing data.
- Relocation of electrical distribution gear from main pump floor to existing storeroom area.
- Design work for new bus duct, conduit, and feeders to accommodate the relocation of electrical equipment.
- Electrical equipment floor plans showing revised layout of all proposed equipment.
- Electrical conduit and wire plan showing routing of all power and control circuits.
- Redesign of structural plans to accommodate the relocation of electrical gear.
- Conduct design review meetings with the City, GC, and EC.

CONSTRUCTION ADMINISTRATION:

- Respond to GC and EC questions, RFI's, issues, etc.
- Review GC and EC submittals, shop drawings, and payment applications.
- Conduct four (4) periodic progress meetings.
- Review GC and EC change requests and prepare change orders as needed.
- Assist the City with administration of the WIIA Grant related to GC and EC reports and payment processing.
- Commissioning assistance and coordination.
- Prepare punch list(s), perform final walk-thru and inspection.
- Prepare record drawings from GC and EC mark-ups, and construction observations.

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2020 NOV 19 AM 8:25
NORTH TONAWANDA NY

Mr. Bill Davignon
City of North Tonawanda
November 4, 2020



CONSTRUCTION OBSERVATION:

- Resident field construction observer as needed during construction activities to document daily contractor activities and act as Owner's representative for day-to-day project coordination.
- Review and verify contractor payment requests for work completed.

FEE:

Nussbaumer requests the contract amounts be adjusted as follows for the services described above:

Design	\$ 27,400.00	Lump Sum
Construction Administration	\$120,100.00	Hourly (<i>Estimated</i>)
<u>Construction Observation</u>	<u>\$135,200.00</u>	<u>Hourly (<i>Estimated</i>)</u>
Total	\$282,700.00	

Approval of this Amendment No. 5 revises Nussbaumer's Contract total from \$ 237,300.00 to \$520,000.00

Costs shall be billed monthly based on the engineer's estimate of work performed (Lump Sum), or number of hours worked (Hourly), as determined by Nussbaumer. Amounts billed are due and payable upon receipt of the invoice. Refer to attached table for 2020 hourly billing rates, which are subject to change on January 1, 2021.

Nussbaumer appreciates the opportunity to submit this proposal and looks forward to continuing to work with the City on this project. Please contact me at your convenience with any questions you may have.

Upon acceptance of our proposal, please sign both the original and the enclosed copy where indicated below and return the copy to our office. The original is for your file. This will then serve as our Agreement and Notice to Proceed.

Sincerely,

NUSSBAUMER & CLARKE, INC.

DRAFT

Michael T. Marino, P.E.
Chief Executive Officer

Attachment – 2020 Hourly Rate Table

c: Chelsea Spahr, P.E., City Engineer (w/attach.)
File – 01 (w/attach.)

Accepted by: **CITY OF NORTH TONAWANDA**

Signature: _____ Title: _____

Printed Name: _____ Date: _____

STC Construction, Inc.

October 9, 2020

~~September 16, 2020~~

Madison Rich
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
Electrical, Fuel System, and Window Change Proposal

Dear Mr. Rich,

We are providing pricing to make the requested changes to the project that were outlined through various emails and meetings. A summary of our changes is outlined below.

Scope of Additional Work:

- Modifications to Concrete Curbing for Switchgear
- Relocate Transformers to accommodate the work in the Storage Room
- Demo Concrete floor in Storage Room to accommodate new electrical work, and dispose of offsite.
- Excavate below slab in Storage Room for electrical trenching and subbase
- Provide sand and stone backfill for electrical trenching in Storage Room
- Install partial new floor slab at door opening/Circuit Breaker location
- Form and Pour new Transformer Structural foundation pads in Storage Room
- Form and Pour new Housekeeping pads for Circuit Breakers in Storage Room
- Provide stone fill in Storage Room for areas not receiving concrete
- Set Transformers on Transformer housekeeping pads
- Modify Exterior Window according to SK-2
- Installation of Fuel Cooler and associated fuel oil piping
- Piping modifications/installation for the Day Tank Vent to atmosphere
- Additional insurances for schedule extension
- Additional Bonding

TOTAL Lump sum price: **\$51,750.00**

Pricing Breakdown:

Materials:	\$ 5,469.00
Labor:	\$16,222.00
Owned Equipment & Tools:	\$ 2,453.00
Rental Equipment & Consumables:	\$ 4,995.00
Subcontractors:	\$14,340.00
• G&J (rebar F&I):	\$ 1,900.00
• NW Contracting:	\$ 9,215.00
• Trucking (equip mob/demob & Hauling):	\$ 1,475.00
• Materials Testing:	\$ 1,750.00
Insurance Extension:	\$ 1,010.00
OH&P:	\$ 6,522.00
Bonding:	\$ 740.00

Exclusions & Clarifications:

- There is nothing included in this proposal for the reconnection of the Boiler Fuel Oil piping to the new Day Tank. STC is awaiting additional design and scope.
- STC will be doing the electrical trenching and backfilling for the EC that is inside the Storage Room.
- STC will be relocating and re-setting the transformers in the Storage Room for the EC

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459

- Emergency Vent on Day Tank is not required to be piped (no scope included)
- The changes associated with the Transformers Housekeeping pads are a wash
- The changes associated with the ATS pad(s) are a wash
- Exact schedule is TBD based on the Electrical Contractor's work that is ultimately tied to equipment lead times. It is anticipated that Window/Fuel System work can be accomplished in the Fall of 2020, followed by the Storage Room work before 12/31/2020. The Pump Room work is dependent on the EC, but for pricing purposes, we've figured this to occur in the Spring of 2021, complete by no later than 6/1/2021.

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459



Goodwin Electric Corp.

201 South Youngs Road

Williamsville, NY 14221

Phone: (716) 634-4000 Fax: (716) 634-4038

~~14-Sep-20~~
5-Oct-20

Nussbaumer Clarke

Madison Rich

**RE: North Tonawanda Treatment Plant Standby Generator Replacement
FO 1 - Revisions to Electrical Equipment**

Dear Mr. Rich,

Quote: This quote includes additional work as referenced above and as attached.
See below and attached for labor and material breakdown.

Electrician Frmn	(	160.50	Hrs @	\$	93.56	)	\$	15,016.81
Electrician Frmn 2nd	(	0.00	Hrs @	\$	104.44)	\$	-
Electrician Frmn OT	(	0.00	Hrs @	\$	124.62)	\$	-
Electrician	(	1284.04	Hrs @	\$	86.23	)	\$	110,722.50
Electrician 2nd	(	0.00	Hrs @	\$	95.83)	\$	-
Electrician OT	(	0.00	Hrs @	\$	113.71)	\$	-
Eaton Gear							\$	129,979.00
Material							\$	34,771.29
Subtotal							\$	290,489.60
O&P							\$	43,573.44
Bond							\$	6,263.68
Total Add							\$	340,327.00

The contract completion date shall be increased approximately 365 days.
If you have any questions, please do not hesitate to contact me.

Goodwin Electric Corp.,

Kevin Martin
Project Manager

**RE: North Tonawanda Treatment Plant Standby Generator Replacement
FO 1 - Revisions to Electrical Equipment**

- A. RELOCATE transformer T-1 and T-2 from ends of MCC line-up to Storage Room. Refer drawing E-101, **Coordinate installation and pad requirements with GC.**
- B. RELOCATE and EXTEND Feeders P-101a and P-102a, removed from crawl space, extended overhead to storage room and under floor to transformers, **GC to remove floor slab, GC to trench and disposal of excavated material, install conduits and sand fill, GC to provide stone fill.**
- C. RELOCATE and SHORTEN spare conduits P-101a and P-102a from crawl space, to stub from wall to transformers, **GC to remove floor slab, GC to trench and disposal of excavated material, install conduits and sand fill, GC to provide stone fill.**
- D. ADD spare conduits from transformer T-1 and T-2 high voltage section, stub out into fill for future use, **GC to remove floor slab, GC to trench and disposal of excavated material, install conduits and sand fill, GC to provide stone fill. .**
- E. ADD MCC-M, with main circuit breakers CB-1 and CB-2 and Fixed CB-1A and CB-1B, **Coordinate installation and pad requirements with GC.**
- F. Feeders P-103a,b,c,d, original removed, extended below slab (saw cut) from transformer T-1 to CB-1.
- G. Feeders P-104a,b,c,d, original removed, extended below slab (~~saw cut~~) from transformer T-2 to CB-2, **GC to remove floor slab, GC to trench and disposal of excavated material, install conduits and sand fill, GC to provide stone fill. .**
- H. DELETE Feeders P-105a,b,c,d and replace with busduct P-105 from CB-1B to MCC1-3 main circuit breaker.
- I. DELETE service entrance breaker in ATS-1 and relocate ATS-1.
- J. DELETE Feeders P-106a,b,c,d and replace with busduct P-106b from CB-1A to relocated transfer switch ATS-1. ADD busduct P-106a from CB-2 to relocated transfer switch ATS-1 **Coordinate installation and pad requirements with GC, .**
- K. DELETE Feeders P-107a,b,c,d and REPLACE with busduct P-107 from ATS-1 to ATS-2, **Coordinate installation and pad requirements with GC**
- L. DELETE Feeders P-108a,b,c,d and REPLACE with P-108a,b in existing conduit and P-108c,d. **(REVISED to 350MCM Compact conductors)**
- M. Delete Feeders P-109a,b,c,d and Replace with busduct P-109 from ATS-2 to MCC 1-1 main circuit breaker.
- N. MCC 1-3, DELETE CB-1.
- O. DELETE Feeders P-125a,b,c,d. PROVIDE bus connection in MCC to connect MCC 1-2 to MCC 1-3.
- P. EXTEND conduit stub-ups to new locations.

STC will assume the floor slab is 6" thick.

STC will add trenching and disposal for conduits 36" wide X 4'-6" deep

Goodwin will not include sawcutting, trenching and disposal

Concrete removal along east wall in storage room will be widened from wall to existing boiler foundation not being removed.

Panel LVP-MCC will be mounted on back of MCC not wall behind MCC.

6. PROJECT BUDGET AND CONSTRUCTION COSTS

A. Total Project Budget for SRF Projects

Category	Anticipated Costs
1. Construction Costs	
Contract 1 STC CONSTRUCTION, INC.	\$ 725,673.00
Contract 2 GOODWIN ELECTRIC CORP.	\$ 1,274,327.00
Contract 3	\$ 429,771.43
Contract 4	
2. Engineering Costs	
a. Planning	
b. Design	\$ 237,300.00
c. Construction	\$ 282,700.00
d. Other	\$ 111,740.57 <i>Remaining Funds</i>
3. Other Expenses	
a. Local Counsel	
b. Bond Counsel	
c. Work Force	
- Technical	
- Administrative	
d. Financial Services	
e. Net Interest	
f. Miscellaneous (please describe)	
4. Equipment	
5. Land Acquisition	
6. Contingencies	
7. Total Project Costs (sum lines 1-6)	\$ 3,061,512.00
8. Less: Other Sources of Funding (Provide details in Section 7 of application)	\$ 1,224,605.00
9. Project Costs to be Financed with SRF (line 7 minus line 8)	\$ 1,836,907.00
10. SRF Issuance Costs¹. Percentages should be applied to line 9.	
a. Direct Expenses (1.0%)	
b. State Bond Issuance Charge (.84%)	
c. Administrative Fee (1.1%) ²	
11. TOTAL COSTS REQUESTED FOR SRF FINANCING (sum of lines 9,10a,10b, and 10c)	\$ 1,836,907.00

¹ Applicable to long-term non-hardship financings

² DWSRF only

NORTH TONAWANDA
Dept. of Youth, Recreation, Parks & Seniors

500 Wheatfield Street
North Tonawanda, NY 14120
Phone: (716) 695-8520
Fax: (716) 695-8533



November 19, 2020

The Honorable Mayor Pappas and Common Council
216 Payne Avenue
North Tonawanda, New York 14120

Dear Mayor Pappas and Common Council,

I am respectfully asking for permission to move forward with the ordering and placement of "No Smoking or Vaping" signage at all of our municipal park and recreational facility sites. The signage is in accordance with Section 79 of the City Code as established from the recent "Smoke Free Parks" resolution passed earlier this month.

The cost of the signage will be covered by CHANT (Community Health Alliance of North Tonawanda) and the Tobacco Free Coalition of Erie and Niagara County. A draft of the signage is attached for your review.

Respectfully Submitted,



Alex Domaradzki
Director of Youth, Recreation, Parks & Seniors

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CITY OF North Tonawanda

Smoke-Free Parks

NO SMOKING



OR



VAPING

In accordance with Section 79
of the City Code.

Need help to stop smoking or vaping?

nysmokefree.com

Provided by

TOBACCO
FREE Coalition of
Erie & Niagara

CHANT!
Nonsmokers Fight Against the Tobacco Industry

NORTH TONAWANDA
Dept. of Youth, Recreation, Parks & Seniors

500 Wheatfield Street
North Tonawanda, NY 14120
Phone: (716) 695-8520
Fax: (716) 695-8533



November 19, 2020

The Honorable Mayor Pappas and Common Council
216 Payne Avenue
North Tonawanda, New York 14120

Dear Mayor Pappas and Common Council,

Our department is respectfully requesting to enter into an agreement with Bench Craft Company for implementation of new tee signs (27) and ball washers (27) at Deerwood Golf Course.

Bench Craft Company provides free custom designed products to 4,500 golf courses across North America including golf course guides, benches, tee signs, ball washers and display boards. All products are sponsored by the advertisements on them which feature businesses near the golf course, making obtaining these products free for us. To date, Bench Craft currently provides printing of our scorecards at no fee.

Per the agreement, Bench Craft will design, create and install 27 tee signs at no cost. (Sample signage can be pictured on the attached document). Additionally, they will provide 27 ball washers, paying the city \$25 per ball washer each year. Bench Craft handles the solicitation of sponsorships and changing of sponsorship signs. Terms of the agreement are also attached for review.

Respectfully Submitted,



Alex Domaradzki
Director of Youth, Recreation, Parks & Seniors

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NORTH TONAWANDA NY

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Made from high quality cedar, Classic Tee Signs feature an aerial view of the hole along with yardage and par information. Signs are low-maintenance and designed to withstand the elements. Sponsorship ad is placed on the lower portion of the sign.

Each golf ball washer is cast in permanent mold aluminum alloy and then powder coated. One advertising sponsor is featured on the front of each golf ball washer



BENCH CRAFT COMPANY

A Division of Transportation Media, Inc. • BenchCraftCompany.com • P.O. Box 6343 Portland, OR 97228
(800) 824 8311 • (503) 221 9737 • ATTENTION: Vince Limuaco 

OFFER TO SUPPLY FREE TEE MARKER SIGNS & GOLF BALL WASHERS

This agreement is made between Bench Craft Company and the undersigned golf course for a period of four (4) years commencing upon delivery of product(s). Bench Craft Company is engaged in the business of selling sponsor's messages to be placed on custom designed tee marker signs & golf ball washers with the understanding that they will be placed at the tees and other locations at the golf course (list additional locations below) and are to be used exclusively by the golf course. Each product will display information specific to the golf course. All information needed to complete the product(s) is to be provided by the golf course to Bench Craft Company within 30 days from the date of this agreement.

As sole consideration of the promises herein made by the golf course, Bench Craft Company agrees to furnish custom designed product(s) at **NO COST WHATSOEVER TO THE GOLF COURSE**, per style _____ which shall contain sponsor's messages of reasonable amounts to satisfy the needs of Bench Craft Company. This service is provided to the golf course on the basis that the sponsors are commercially available. During the term of this agreement, Bench Craft Company, in its sole discretion, may replace existing sponsors messages with others containing different sponsor's messages on an annual basis. Bench Craft Company may replace style of product(s) with golf course approval.

Bench Craft Company does routinely screen sponsors and will not sell or place any sponsor that is questionable on moral or ethical grounds. By stating objections to types of businesses or specific businesses herein, the golf course is exercising their right of approval.

ONE PARTICULAR AREA OF CONCERN IS: GOLF RELATED BUSINESSES: _____ (CHECK ONE) OK NOT OK
 ANOTHER AREA OF CONCERN IS: BEER DISTRIBUTION: _____ (CHECK ONE) OK NOT OK
 ALL OTHER TYPES OF BUSINESSES/SPECIFIC BUSINESSES NOT ACCEPTABLE: _____

Any effort made by the golf course or golf course personnel to negatively affect the ability of Bench Craft Company to install and maintain product(s) or to make sales to sponsors shall be construed as a breach of contract giving rise to consequential damages. The golf course agrees to use the most recent supply of product(s) on hand.

The golf course also agrees to perform occasional maintenance, including draining ball washers during freezing temperatures if applicable, and to install sponsor panels (if this is done at the request of Bench Craft Company, the golf course will be compensated for their time). The golf course agrees to provide Bench Craft Company and/or its agents with vehicle access to golf course for posting of and/or maintenance of products.

THE SIGNATORY OF THIS AGREEMENT IS A REPRESENTATIVE OF THE OWNER OF THE GOLF COURSE LESSEE OF THE GOLF COURSE
 IF LESSEE, THE REMAINING TERM OF THE LEASE IS: _____, LESSOR AND LEGAL OWNER OF THE COURSE IS: _____

BENCH/GOLF BALL WASHER BONUS

OTHER CONDITIONS: Program includes design, manufacturing, delivery, installation, shipping, maintenance and/or replacements, sponsor account management all at no cost.

_____ Benches x \$25 per year (initial payment 30 days after signing. Subsequent payments made annually)

*# 27 Golf Ball Washers x \$25 per year (initial payment 30 days after signing. Subsequent payments made annually)

The initial term of this agreement is for four (4) years. Unless written notice of termination is given by either party more than one (1) year prior to expiration of any term, this agreement shall again automatically renew for additional four (4) year periods. In the event suit or action is instituted to enforce this agreement or any of its provisions, the prevailing party shall be entitled to recover reasonable attorney fees and costs in all courts at trial and appeal. County of Multnomah, State of Oregon shall have jurisdiction.

This agreement is complete in itself. It contains all of the terms of the agreement and neither party will rely on any verbal representations, either expressed or implied, not contained or expressed herein. This agreement shall not be modified except by written agreement signed by Bench Craft Company and the undersigned golf course. All products, intellectual property and artwork created under this agreement shall remain the sole property of Bench Craft Company. Should notice of termination be given by either party the golf course agrees to cooperate fully in the return of all products and artwork created. This agreement shall be binding upon the heirs, successors and assigns of both parties and as such will be included in any bill of sale.

The golf course shall require twenty-seven (27) tee marker signs & twenty-seven (27) golf ball washers all at no cost with advertisement spaces.

BY Bench Craft Company
 DESIRED LOCATIONS One per tee box

BY DEERWOOD GOLF COURSE



AUTHORIZED SIGNATURE _____

*SPECIAL INSTRUCTIONS: \$675 annual payment for golf ball washer placement.

PRINT NAME _____

OF HOLES 27

TITLE _____

ANNUAL ROUNDS _____

MAILING ADDRESS 1818 Sweeney Street

TOTAL YARDAGE _____

CITY North Tonawanda

STATE NY

ZIP 14120

GOLF COURSE PHONE: 716-895-8525

SHIPPING ADDRESS same

DATED THIS _____ DAY OF _____, 2020

CONTACT Bob Kanis

FOR SPONSOR QUESTIONS

PLEASE ATTACH CURRENT SCORECARD WITH SIGNED AGREEMENT