

THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, June 20, 2017
6:36 P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT ZADZILKA

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: President Zadzilka
Alderman Braun, Berube, Glatz, Pecoraro,

Absent: None

Also Present: Mayor Arthur G. Pappas
City Attorney Luke Brown

AUDIENCE PARTICIPATION –

BJ Vandewater, 1098 Nash Road – Item #1, I object to the sale of 55 and 69 Elmwood. This gentlemen’s letter is flawed. In his letter to the City, he states that there is no other access to these properties then through his property. This is not true. The offer is low compared to the assessed value. This might hinder further development from Sandra Lanes Apartments. He also does not state his use for these lots.

Sonja Dusza, 123 Miller – The legal Notice, Foreclosure Prevention Outreach Plan, May 23, 2017, and what is it. On the agenda item VII.1 payment of abstract of claims, some years back it would be put on the desk so residents can read it. On the Community Development Grants I would like to see how you evaluate and choose what grants you go after. I believe bread and butter items come first. Community development is not just downtown, it is East, West, North and South. I would like you to go for grants that are bread and butter first, then the esthetics.

APPROVAL OF THE MINUTES OF THE REGULAR SESSION JUNE 6, 2017

MOVED by Alderman Zadzilka SECONDED by Berube
That the minutes of the regular session held June 6, 2017 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

APPROVAL OF THE MINUTES OF THE SPECIAL SESSION JUNE 13, 2017

MOVED by Alderman Pecoraro SECONDED by Alderman Braun
That the minutes of the special session held June 13, 2017 be approved as circulated and filed in the Office of the City Clerk.
CARRIED.

that the North Tonawanda Common Council approve this grant application from the NYS Clean Water infrastructure for the replacement of the backup generator at our Water Treatment Plant. Upon doing so, the Mayor will sign as the designated representative of the City of North Tonawanda.

Regards,
Daniel R. Quinn
City Clerk-Treasurer

MOVED by Alderman Pecoraro

SECONDED by Alderman Glatz

That the Common Council hereby grants approval to the Superintendent of Water/Wastewater William M. Davignon to apply for a grant from the NYS Clean Water infrastructure to replace the backup generator at the Water Treatment Plant, and directs the Mayor to sign said application.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

IV. City Engineer

June 15, 2017

Honorable Arthur G. Pappas, Mayor
And Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, New York 14120

Re: Project 2017-06 City Hall Brick Pointing and Masonry Repair Phase I
Award of Contract

Dear Honorable Body:

On June 13, 2017, six bids were received and opened by the City Clerk for the City Hall Brick Pointing and Masonry Repair Phase I Project. The results are as follows:

Base Bid:

1. Highland Masonry & Restoration	\$98,200.00
2. Morris Masonry Restoration, LLC	\$99,748.00
3. FSR Contracting, Inc.	\$99,941.00
4. Horizon Masonry Restoration	\$113,330.00
5. Raymond E. Kelley, Inc.	\$120,169.40
6. Ganem Contracting Corp.	\$180,990.00

Accordingly, I respectfully request that the Common Council award the City Hall Brick Pointing and Masonry Repair Phase I Project to Highland Masonry & Restoration, 33 Ransier Drive West Seneca, NY 14224, as their low bid amount of \$98,200; authorizing the Mayor to sign said contract subject to review by the City Attorney.

Very truly yours,
Dale W. Marshall, P.E.
City Engineer

MOVED by Alderman Zadzilka

SECONDED by Alderman Berube

That the Common Council hereby awards the City Hall Brick Pointing and Masonry Repair Phase I Project to Highland Masonry & Restoration, 33 Ransier Drive West Seneca, NY 14224, at their low bid amount of \$98,200, and directs the Mayor to sign said contract subject to review by the City Attorney.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

V. Supt. Water/Wastewater

May 30, 2017

Hon. Mayor and Common Council
216 Payne Ave. – City Hall
North Tonawanda, NY 14120

Re: Renewal of Agreement with Enerscope

Honorable Mayor and Common Council Members:

Our annual agreement with Enerscope will expire as of June 30, 2017. Enerscope provides consulting services for the procurement of Natural Gas for the Wastewater & Water Treatment Plant.

The renewal fee for the July 1, 2017 – June 30, 2018 contract year will be \$3,600.00 (\$300.00 per month) inclusive for the Wastewater account. Continued inclusion of the Water Filtration Plant account for this contract will be an additional \$600.00 (\$50.00 per month). In addition, the annual fee for bidding will be \$690.00. Total annual cost of this contract will be \$4,890.00 which is the same as last year.

We have used Enerscope for many years and have realized significant savings in our Natural Gas costs. For example, we saved \$30,888 for the year starting Sept. 2015 and ending Aug. 2016.

Once the City Attorney has reviewed this agreement, I would appreciate your approval to retain Enerscope's services for the next year.

Thank you in advance for your time and consideration of my request.

Sincerely,
William M. Davignon
Superintendent of Water/Wastewater

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro
That the Common Council hereby approves the renewal agreement with Enerscope 187 Mill Landing Rochester, NY 14626 to provide consulting services for the procurement of Natural Gas for the Wastewater & Water Treatment Plants. The renewal fee will be \$3,600.00 (\$300.00 per month) inclusive for the Wastewater account. Continued inclusion of the Water Filtration Plant account for this contract will be an additional \$600.00 (\$50.00 per month) with an additional annual fee for bidding for the 2017 – 2018 fiscal year of \$690.00. Total annual contract cost will be \$4,890.00, subject to further review by the City Attorney.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)

Nays: None (0)

CARRIED.

VII.1 Accountant

June 15, 2017

Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Article V, Division 1, Section 5.002 and 5.003 of the City Charter, an Abstract Sheet, comprised of a Warrant of Claims, has been submitted by this office for your review and approval.

Accordingly, please authorize for payment the current Warrant of Claims for Common Council audit, dated June 20, 2017, further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Very truly yours,
 Mark W. Dotterweich
 City Accountant

MOVED by Alderman Braun SECONDED by Alderman Zadzilka
That the Common Council hereby authorizes for payment the current Abstract of Claims
for Common Council Audit dated June 20, 2017 and further authorizes the Mayor
and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$185,775.42
02	Water Fund	17,240.61
04	Sewer Fund	29,354.61
06	Capital Project Fund	106,683.46
07	Trust & Agency Fund	471.50
08	Community Development	<u>42,100.00</u>
00	Final Total	<u>\$381,625.60</u>

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)
 Nays: None (0)
CARRIED.

VII.2 Accountant

June 15, 2017

Honorable Arthur G. Pappas, Mayor
 and Common Council
 City Hall
 North Tonawanda, NY 14120
 Dear Honorable Body:

In accordance with Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following budget amendment of fiscal year 2017 revenues and appropriations, based on the requests of Department Heads:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>Amend Revenue Account</u>	<u>Amend Appropriation Account</u>
3	\$90,000.00	1.1000.2362 Other Cultural Services	1-7110.254 Parks / Rec Equipment

Explanation: To amend the 2017 Budget for the purpose of recording a grant from Niagara Power coalition and Host Community Standing Committee for the Raymond Klimek Veterans Park Band shell project (see attached.)

Very truly yours,
 Mark W. Dotterweich
 City Accountant

MOVED by Alderman Berube SECONDED by Alderman Glatz
That the Common Council hereby authorizes the City Accountant to make the following
budget amendment of fiscal year 2017 revenues and appropriations, based on the request of
the Department Head:

<u>Control Number</u>	<u>Dollar Amount</u>	<u>Amend Revenue Account</u>	<u>Amend Appropriation Account</u>
3	\$90,000.00	1.1000.2362 Other Cultural Services	1-7110.254 Parks / Rec Equipment

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)
 Nays: None (0)
CARRIED

VII.3 Accountant

June 15, 2017

Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall
North Tonawanda, New York 14120

Dear Honorable Body:

In accordance with General Municipal Law, as amended by Chapter 376 of the Laws of 1988, I have attached a copy of the City of North Tonawanda Single Audit with Independent Auditor's Report, Communication with Those Charged with Governance, and Management Letter, for the fiscal year ended December 31, 2016. The City Clerk-Treasurer has published a legal notice in the newspaper stating that these reports are available to the public.

The auditor's opinion is that the General Purpose Financial Statements present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and aggregate remaining fund information of the City of North Tonawanda as of December 31, 2016, and the respective changes in financial position thereof, and the respective budgetary comparison for the General Fund for the year ended in conformity with accounting principles generally accepted in the United States of America.

Copies of the audits will be mailed to the appropriate Federal and State Agencies.

If you have any questions on these documents, please feel free to contact me.

Very truly yours,
Mark W. Dotterweich
City Accountant

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
That the Common Council hereby receives and files the aforementioned City Audit
year ending December 31, 2016 from Amato, Fox and Company in the City Clerk-
Treasurers Office.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

XI. Fire Chief

June 15, 2017

Common Council of North Tonawanda
216 Payne Avenue
North Tonawanda, NY 14120

Dear Common Council:

In accordance with the City Charter of the City of North Tonawanda and pursuant to the authority vested in me by §3.002e thereof; I make the following appointment:

Michael K. Mulvaugh, 1354 Saybrook Avenue, North Tonawanda, is appointed as a
Firefighter in the City of North Tonawanda Fire Department.

A brief ceremony will be held in the Common Council Chambers on July 17, 2017 starting at 9:30AM. Everyone is welcome to attend.

Joseph D. Sikora
Fire Chief

MOVED by Alderman Pecoraro **SECONDED** by Alderman Braun
 That the Common Council hereby approves of the appointment of Michael K. Mulvaugh,
 1354 Saybrook Avenue to the position of Firefighter for the North Tonawanda Fire
 Department effective July 17, 2017.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)

Nays: None (0)

CARRIED.

XXV. Monthly Reports

.1 Clerk-Treasurer .2 Police Department

MOVED by Alderman Zadzilka **SECONDED** by Alderman Pecoraro
 That the Common Council hereby receives and files the aforementioned Monthly Reports.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)

Nays: None (0)

CARRIED

XXXII.1 Community Development

June 7, 2017

Honorable Mayor and Common Council
 North Tonawanda City Hall
 216 Payne Avenue
 North Tonawanda, NY 14120

Re: 2017 New York State Consolidated Funding Applications

Dear Honorable Body:

As you may be aware, the seventh round of state-wide economic development funding through New York State Regional Economic Development Councils has been announced. \$800 Million is available through a pool of over 20 state programs. In previous rounds, North Tonawanda submitted 19 applications and secured over \$2 million. This year's application deadline is July 28th, 2017.

Following a review of North Tonawanda's development plans and consultation with the Mayor and various City officials, we have identified two immediately viable projects. These projects were selected based on a number of factors including project feasibility, project need, funding availability, and project readiness.

The first project application would be for necessary renovations and improvements in Gateway Harbor Park and would total \$600,000 from two New York programs: \$500,000 from the Department of State Local Waterfront Revitalization Program and \$100,000 from the Canal Corporation Canalway Grant program. This project would include construction of a new facilities building with new restrooms, offices and storage space, construction of new docks with all associated utilities between Gateway Harbor and the Dockside Inn, as well as some site improvements in the park like new landscaping and lighting. The grant programs require a 50/50 match from local sources. If awarded, the City would be required to provide a cash match of \$600,000 as well as staff in-kind administration services valued at \$50,000, for a total project cost of approximately \$1,250,000.

The second project application would be for a 'green infrastructure' project to install new green storm water management practices on Main Street between Island Street and Thompson Street. Treating storm water through green infrastructure practices reduces water pollutants, reduces the strain on the municipal water treatment plant, and will provide a new and attractive streetscape for Main Street. The total project is conservatively estimated at \$500,000 with grant applications totaling \$400,000 through the Environmental Facilities Corporation Green Infrastructure grant program and the DEC Water Quality Improvement Program and the City committing \$100,000.

At this time I am requesting that this Honorable Body authorize the submission of applications for these projects.

06-20-2017

Thank you for your consideration.

Sincerely,
 Michael Zimmerman
 Director of Community Development

Dale Marshall
 City Engineer

MOVED by Alderman Zadzilka **SECONDED** by Alderman Berube
 That the Common Council hereby grants permission to the City of North Tonawanda to apply for a grant from the Department of State Local Waterfront Revitalization Program for \$500,000 and a grant from the Canal Corporation Canalway Grant Program for \$100,000 for improvements at Gateway Harbor Park, subject to review by the City Attorney.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)

Nays: None (0)

CARRIED.

MOVED by Alderman Pecoraro **SECONDED** by Alderman Braun
 That the Common Council hereby grants permission to the City of North Tonawanda to apply for a grant from the Environmental Facilities Corporation Green Infrastructure grant program and the DEC Water Quality Improvement Program for \$400,000 to install new green storm water management practices on Main Street between Island Street and Thompson Street, subject to review by the City Attorney.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka (5)

Nays: None (0)

CARRIED.

XXXII.1 Community Development

June 7, 2017

Honorable Mayor and Common Council
 North Tonawanda City Hall
 216 Payne Avenue
 North Tonawanda, NY 14120

Re: 2017 New York State Consolidated Funding Applications

Dear Honorable Body:

With regards to the 2017 New York State Consolidated Funding Application grant round, Lumber City development Corporation (LCDC) is hereby respectfully requesting this Honorable Body authorize the submission of two grant applications for the following projects:

The first project application would be for \$200,000 for the Community Development Block Grant (CDBG) Microenterprise Program. This grant would provide business assistance grants to small businesses with five or fewer employees, low to moderate income business owners, and create jobs for low to moderate income individuals. This will be a city wide initiative with a focus on supporting businesses in the Oliver Street and downtown areas. This grant will be submitted by the City with LCDC administering the project once awarded funding.

The second project would be an application for \$315,000 of funding from the New York Main Street Downtown Anchor program by LCDC on behalf of the YWCA of the Niagara Frontier. The YWCA intends to convert their current building at 49 Tremont Street into affordable housing units, program space, and a food service business. This project will allow the YWCA to advance its mission in our community. While the City is not an applicant for this project, the application does require an endorsement from the municipality.

Thank you for your time and consideration.

Kindest regards,
 Michael Zimmerman
 Executive Director

MOVED by Alderman Braun

SECONDED by Alderman Pecoraro

That the Common Council hereby authorizes the City of North Tonawanda to submit an application for up to \$200,000 for the Community Development Block Grant (CDBG) Microenterprise Program, subject to review by the City Attorney, to be administered by Lumber City Development Corporation.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

MOVED by Alderman Zadzilka

SECONDED by Alderman Braun

That the Common Council hereby grants approval for Lumber City Development to submit an application for \$315,000 from the New York Main Street Downtown Anchor Program on behalf of the YWCA for their current renovation project.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Gratwick Hose Company

June 8, 2017

City Clerk's Office
216 Payne Avenue
North Tonawanda, NY 14120

Honorable Mayor and Common Council:

Please remove the name of Cameron Brawn from the Fire Rolls.

Sincerely,
David A. Rogge
Membership Secretary

MOVED by Alderman Berube

SECONDED by Alderman Zadzilka

That the Common Council hereby approves the removal of Cameron Brawn from the North Tonawanda Fire Rolls.

Ayes: Alderman Braun, Berube, Glatz, Pecoraro, Zadzilka

(5)

Nays: None

(0)

CARRIED.

B.

Carrousel Museum

May 22, 2017

Mayor Arthur Pappas
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Mayor Pappas:

As per our agreement with the City, I would like to notify you that the Carrousel Meseum will be hosting a Carrousel Bazaar in the Linear Park adjacent to the museum on the following Saturdays: July 15, July 29, August 12 & August 26, 2017 from 9AM – 1PM.

Jan MacDonald, 396 Wheatfield Street – I am also supportive of the History Museum. I am in the process of gathering a lot of people to have a big gala in September. We just want support. The City Historian should apologize.

Sonja Dusza, 123 Miller Street – Thank you to the two representatives of the History Museum. When I was at the Museum last week, I was talking to people visiting the Museum from California and those people loved it. This Museum is a jewel. I want to tell you that what was said about the City Historian, you should get rid of him. In my opinion you should have a statue of Donna Zellner, she put North Tonawanda on the map again. People love this City, you guys seem like you have no depth to you, no substance, you're more for the quick buck and what have you. That to me is repulsive, I am telling you this from my heart and thoughts. I am so happy someone like Austin Tylec is running for office, someone with substance and qualification. In 1987 we had a meeting with the Building Inspector and someone asked him where is the property line and the Building Inspector said "I don't know".

ADJOURNMENT

MOVED by Alderman Pecoraro SECONDED by Alderman Glatz
That this regular session of the Common Council be and hereby is adjourned.
CARRIED

Time of Adjournment: 7:25 P.M.

Respectfully submitted,



Daniel R. Quinn
City Clerk-Treasurer