

#2. Attorney

May 23, 2019

**Hon. Mayor
And Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120**

**Re: Amendment to City Code Chapter 63 Parks and Recreation Areas §63-14
And §63-15**

Dear Honorable Body:

As you know, Lieutenant Frank has been spearheading an initiative to reduce trespassing on railroad property in an effort to reduce injuries and other hazards associated with trespass on those properties. To that end, I am requesting the Council approve the attached code change to §63-14 and §63-15 of the City Code. While the City currently has a misdemeanor level code, there is currently no charge for a violation level trespass. This Code change would address that issue.

Should your Honorable Body concur, please pass a resolution to amend §63-14 and §63-15 of the City Code. If you have any questions, or need any additional information, please do not hesitate to contact me.

Sincerely,
Luke A. Brown, Esq.
City Attorney

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro
That the Common Council at a special session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 PM on May 28, 2019 the Council approved the City Code change to Chapter 63 Parks and Recreation Areas §63-14 and §63-15 to read as follows:

§63-14 Trespass on Private Property.

No person shall trespass upon private real property which is located in the City of North Tonawanda without the landowners express permission.

§63-15 Penalties for Offenses.

Any violation by a person, firm or corporation of any provision of this chapter shall be subject to a fine not to exceed \$250 for each offense or imprisonment for not more than 15 days for each offense, or both such fine and imprisonment. Any person who takes part in or assists in any violation of this chapter shall also be subject to the penalties provided herein. Each day that a violation of this chapter is committed or is permitted to exist shall constitute a separate offense.

Subject to further review by the City Attorney.

Ayes: Alderman Braun, Pecoraro, Tylec, Zadzilka

(4)

Nays: None

(0)

CARRIED.

#3. Community Development

May 21, 2019

**Hon. Mayor
And Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120**

Re: Tonawandas DRI Resolution

Dear Council Members,

05-28-2019

Please see attached for a resolution pertaining to the submission of a joint Downtown Revitalization Initiative application, as we discussed at this week's workshop. I apologize for missing the deadline to submit this to the Clerk's office for the regular agenda. I spoke to Eric early today and am requesting this be included on 5/21 as a late communication.

Please let me know if you have any questions.

Thank you,
Mike Zimmerman
 Director of Community Development

MOVED by Alderman Braun **SECONDED by Alderman Pecoraro**
That the Common Council at a special session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 PM on May 28, 2019 the Council approved the following resolution to read as follows:

**RESOLUTION OF THE CITY OF NORTH TONAWANDA COMMON COUNCIL
 AUTHORIZING APPLICATION TO ROUND FOUR OF THE DOWNTOWN
 REVITALIZATION INITIATIVE**

WHEREAS, the New York Governor Andrew Cuomo has announced Round 4 of the \$100,000,000.00 Downtown Revitalization Initiative (DRI); and

WHEREAS, the City of Tonawanda and the City North Tonawanda have a unique opportunity through the DRI program to advance each community's waterfront development, tourism infrastructure, and quality of life by collaborating on a DRI Program; and

WHEREAS, upon DRI Project completion, each respective municipality will be responsible for maintaining that portion of the DRI Project that is located within the geographic bounds of each respective municipality; and

WHEREAS, the total DRI Project cost is estimated to be \$10,000,000. The total cost of the project shall be funded through an application for a grant from the DRI; and

WHEREAS, while each respective municipality is an acceptable DRI applicant and sponsor as determined by the New York State Department of State; and

WHEREAS, the municipalities agree that they will jointly manage and undertake the DRI Project on behalf of their respective municipalities; and

WHEREAS, the municipalities agree that North Tonawanda will act as the lead applicant on a joint DRI application for both municipalities; and

WHEREAS, it is anticipated that work on the DRI Project will commence on March of 2020 and will be concluded on July of 2023;

NOW, THEREFORE, BE IT RESOLVED, that Mayor Arthur G. Pappas is hereby authorized to enter into an agreement, following review by the City Attorney, with the City of Tonawanda committing to a joint DRI application, and be it further

RESOLVED, that Mayor Arthur G. Pappas is hereby authorized to submit an application to the Western New York Regional Economic Development Council for Round 4 of the Downtown Revitalization Initiative, and be it further

RESOLVED, that Mayor Arthur G. Pappas is hereby authorized to execute all necessary documents, pending review by the City Attorney, relating to the Downtown Revitalization Initiative application and submission.

Subject to further review by the City Attorney.

Ayes: Alderman Braun, Pecoraro, Tylec, Zadzilka

(4)

Nays: None

(0)

CARRIED.

#4. Mayor

May 23, 2019

Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Re: Health Insurance Agreement

Honorable Common Council:

I request that we approve the 2019 Health Insurance agreement with Crown Benefits.

Respectfully submitted,
Arthur G. Pappas
Mayor

MOVED by Alderman Zadzilka SECONDED by Alderman Braun
That the Common Council hereby approves and receives and files the 2019 Health Insurance agreement with Crown Benefits, subject to review by the City Attorney.

Ayes: Alderman Braun, Pecoraro, Tylec, Zadzilka (4)

Nays: None (0)

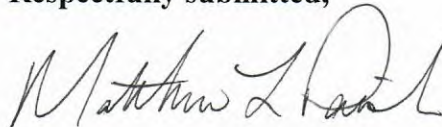
CARRIED.

ADJOURNMENT

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

Time of Adjournment: 6:38 P.M.

Respectfully submitted,



Matthew L. Parish
City Clerk-Treasurer