

# City of North Tonawanda

DONNA L. BRAUN  
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Lori Swartz  
Assistant City Clerk

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Assistant City Treasurer

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NORTH TONAWANDA, N.Y. 14120

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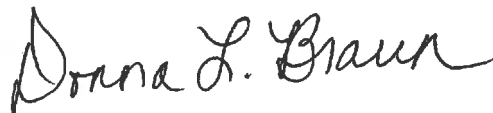
## COMMON COUNCIL WORKSHOP AGENDA

December 17, 2020

The following meeting has been scheduled for TUESDAY DECEMBER 22, 2020:

- |   |   |   |
|---|---|---|
| <b>6:30 P.M. Special Session</b>                                      | - | <b>Re: Approval of Local Law No.1 for 2021 –<br/>Establishing Sewer Rates for 2021 and<br/>Thereafter</b> |
| <b>6:45 P.M. Jeff Zellner - Supt. DPW -<br/>Luke Brown - Attorney</b> | - | <b>Re: Lawley &amp; FCS Workers Comp<br/>Discussion</b>   |
| <b>7:15 P.M. Mike Zimmerman</b>                                       | - | <b>Re: Riviera Grant – LCDC and Policies to<br/>Be passed by the City</b>                                 |
| <b>7:30 P.M. Common Council</b>                                       | - | <b>Re: General Discussion</b>   |

Respectfully submitted,



**Donna L. Braun**  
City Clerk-Treasurer

LOCAL LAW NO. 1 FOR 2021

**DEC 22 2020**

ESTABLISHING SEWER RATES FOR 2021 AND THEREAFTER

Section 1. Section 75-15 of the City Code of the City of North Tonawanda, is hereby amended to read:

Section 75-15. Establishment of Rates

(a) The sewer rent for 2021 and thereafter is established according to a formula wherein the capital costs for such sanitary sewer system are recovered on hundred percent (100%) from water consumption through the sewer fund, and the costs of operation and maintenance of the sewage treatment system are recovered one hundred percent (100%) from water consumption through the sewer fund.

(b) Billing schedule, additional charges.

1. A minimum sewer charge of fifteen dollars (\$15.00) per quarter is established and the gallons of consumption used associated with minimum will be zero.
2. The sewer rent rate for 2021 and thereafter for meter consumption shall be five dollars (\$5.00) per thousand gallons of water consumption and shall be assessed and collected in conformance with the following schedule:

Billing Month

- June
- September
- December
- March

(c) The sewer rent rate for 2021 for unmetered consumers shall be a flat rate charge of ten dollars and ninety-six cents (\$10.96) per equivalent fixture unit per year, to result in the following schedule of charges:

SEWER FUND FLAT RATE CHARGE SCHEDULE FOR 2021

Equivalent Fixture Unit

<u>Type</u>	<u>Fixture Unit Charge</u>
Room	\$10.96
Wash Basin	\$10.96
Bath or Shower	\$35.22
Toilet	\$40.71
Laundry Tub or Washing Machine	\$28.17
Swimming Pool (permanent)	\$93.91
Boathouse	\$46.85
Garden Tap	\$37.53
Front-foot service charge per foot	
With a maximum of 70 feet	
\$1.95	

- (d) A ten percent (10%) surcharge shall be placed on all sewer rent account balances that are due in September and remain unpaid by mid-November of each year and shall be levied on the subsequent year real property tax bill.
- (e) Multi-dwelling unit homes and apartments that have only one master water meter would be subject to the existing \$15.00 minimum sewer charge and would receive an additional minimum sewer charge of \$12.00 for each additional dwelling unit which does not have a water meter.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State and shall apply to the March 2021 billing and all billings thereafter until otherwise amended.

# LUMBER CITY

DEVELOPMENT CORPORATION

*Your Partner in Success*

December 17, 2020

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

2020 DEC 17 PM 1:06  
NORTH TONAWANDA NY

RECEIVED  
CITY CLERK'S OFFICE

Re: Municipal endorsement of an application to the NY Main Street program

Dear Honorable Body;

Lumber City Development Corporation (LCDC), in an on-going effort to continue downtown development and investment, has been an active partner working with the Riviera Theatre on the Theatre's long-term expansion and development plans.

The historic Riviera building presents many challenges for modern performances and patrons, including but not limited to old and limited restroom facilities and a small, limited concession and patron area. The constraints limit the Riviera's growth opportunities and detract from the overall patron experience.

The Riviera Theatre is persevering despite these challenging times presented during the pandemic. Thanks to generous donations from the community as well as other assistance, the organization is stable and plans to reopen as soon as State guidelines allow them to do so safely. Despite the current challenges, the organization is still planning for future growth in hopes to become an even more successful downtown anchor for years to come after the pandemic.

To support this potential future expansion, LCDC would like to apply for up to \$20,000 from the NY Main Street Program for "Technical Assistance". This grant would allow LCDC to work with the Riviera Theatre and defray the cost of some pre-development activity including concept architecture/engineering design, market and feasibility studies, and cost/funding proposals. While LCDC is the applicant for this program the funding agency, New York State Homes and Community Renewal, requires a municipal endorsement of the application.

I would like to hereby respectfully request this Honorable Body consider approving the attached municipal endorsement resolution in favor of LCDC applying to the NY Main Street Program.

Thank you for your time and consideration.

Kindest regards,

A handwritten signature in blue ink, appearing to be 'MZ', with a long horizontal flourish extending to the right.

Michael Zimmerman

Executive Director

Motion By:

Seconded By:

Resolution by the City of North Tonawanda Common Council approving and endorsing Lumber City Development Corporation in its application to NYS Homes and Community Renewal for funding under the New York Main Street Program.

WHEREAS, the Lumber City Development Corporation desires to apply for up to \$20,000 in financial assistance through the 2020 Consolidated Funding Application (CFA) under the New York Main Street Program; and

WHEREAS, the application proposes funding to provide technical assistance to assist the Riviera Theatre at 67 Webster Street to develop plans for a downtown expansion project; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of North Tonawanda approves and endorses the 2020 New York Main Street Program application for assistance prepared and to be submitted by Lumber City Development Corporation.

Passed by the following vote of all Common Council Members voting in favor thereof:

Affirmative Common Council Members:

Affirmative: #

Negative: #

Abstain: #

I, Donna Braun, do hereby certify that the resolution was passed at a meeting of the Common Council held on January 5, 2021 and is incorporated in the original minutes of said meeting and that said resolution has not been altered, amended or revoked and is in full force and effect.

Signature of Clerk



# City of North Tonawanda

Department of Community Development  
500 Wheatfield Street  
North Tonawanda, New York 14120  
716-695-8580  
716-614-0519 (fax)

December 17, 2020

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

RECEIVED  
CITY CLERK'S OFFICE

2020 DEC 17 PM 1:05  
NORTH TONAWANDA NY

Re: Adoption of require EEO and MWBE Policy Statements

Dear Honorable Body;

The New York State Office of Homes and Community Renewal (HCR), a funding agency which supports the City through various programs including Community Development Block Grant funding, requires all funding recipients have an up to date and in-effect policy regarding Equal Employment Opportunity and Minority/Women Business Enterprise utilization. Please see attached for HCR's standard policy statement.

I would like to hereby respectfully request this Honorable Body to approve a resolution adopting the attached EEO and MWBE policy statement.

Thank you for your time and consideration.

Kindest regards,

Michael Zimmerman

Director



Homes and Community Renewal EEO and M/WBE POLICY STATEMENTS

I, \_\_\_\_\_, the \_\_\_\_\_ of (awardee/contractor) agree to adopt the following policies with respect to the project being developed at \_\_\_\_\_

EEO

(a) This organization will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability or marital status, will undertake or continue existing programs of affirmative action to ensure that minority group members are afforded equal employment opportunities without discrimination, and shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on State contracts.

(b) This organization shall state in all solicitation or advertisements for employees that in the performance of the State contract all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, disability or marital status.

(c) At the request of the contracting agency, this organization shall request each employment agency, labor union, or authorized representative of workers with which it has collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union, or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of this organizations's obligations herein.

(d) This organization will include the provisions of section (a) through (c) of this agreement in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the State contract.

M/WBE

This organization will and will cause its contractors and subcontractors to, take good faith actions to achieve the M/WBE contract participations goals set by the State for that area in which the State-funded project is located, by taking the following steps;

(1) Actively and affirmatively solicit bids for contracts and subcontracts from qualified State certified MBEs or WBEs, including solicitations to M/WBE contractor associations.

(2) Utilize ESDC Directory of State certified M/WBEs and solicit bids from them directly.

(3) Ensure that plans, specifications, request for proposals and other documents used to secure bids will be made available in sufficient time for review by prospective M/WBEs.

(4) Where feasible, divide the work into smaller portions to enhance participation by M/WBEs and encourage the formation of joint venture and other partnerships among M/WBE contractors to enhance their participation.

(5) Document and maintain records of bid solicitations, including those to M/WBEs and the results thereof. Contractor will also maintain records of actions that its subcontractors have taken toward meeting M/WBE contract participation goals.

(6) Ensure that progress payments to M/WBEs are made on a timely basis so that undue financial hardship is avoided, and that bonding and other credit requirements are waived or appropriate alternatives developed to encourage M/WBE participation.

Agreed to this \_\_\_\_\_ day of \_\_\_\_\_, 2 \_\_\_\_\_

By: \_\_\_\_\_

Print: \_\_\_\_\_ Title: \_\_\_\_\_