

**THE HONORABLE BODY**  
**Council Chambers**  
**Municipal Building**  
**North Tonawanda, New York 14120**  
**Tuesday, December 22, 2020**  
**6:31 P.M.**

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**SPECIAL SESSION CALLED TO ORDER BY PRESIDENT ZADZILKA**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Present:** President Zadzilka  
Alderman Schmigel, DiBernardo, Pecoraro, Tylec

**Absent:** None

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

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**MOVED by Alderman Schmigel SECONDED by Alderman Pecoraro**  
**To convene a Special Session of the Common Council.**  
**Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)**  
**Nays: None (0)**  
**CARRIED.**

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**APPROVAL OF THE MINUTES OF THE REGULAR SESSION DECEMBER 15, 2020**

**MOVED by Alderman Pecoraro SECONDED by Alderman Tylec**  
**That the minutes of the regular session meeting held December 15, 2020 be approved as**  
**circulated and filed in the Office of the City Clerk.**  
**Ayes: Alderman Schmigel, DiBernardo, Pecoraro, Tylec, Zadzilka (5)**  
**Nays: None (0)**  
**CARRIED.**

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**#1. Attorney**

**December 22, 2020**

**LOCAL LAW NO.1 FOR 2021**

**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 and thereafter is established according to a formula wherein the capital costs for such sanitary sewer system are recovered one 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.



**MOVED by Alderman Zadzilka      SECONDED by Alderman Schmigel**  
**That the Common Council at a special session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 p.m. on December 22, 2020 the following resolution for Local Law No.1 of 2021, Establishing Sewer rates for 2021 and thereafter and reads as follows:**

**LOCAL LAW NO.1 FOR 2021**

**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 and thereafter is established according to a formula wherein the capital costs for such sanitary sewer system are recovered one 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 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 Unite 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.

**Subject to further review by the City Attorney.**

**Ayes: Alderman Schmigel, DiBernardo, Tylec, Zadzilka**

**Nays: Alderman Pecoraro  
CARRIED.**

**(4)  
(1)**

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**ADJOURNMENT**

**MOVED by Alderman DiBernardo SECONDED by Alderman Tylec**  
**That this special session of the Common Council be and hereby is adjourned.**  
**CARRIED.**

**Time of Adjournment: 6:36 P.M.**

**Respectfully submitted,**



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