



**PROOF OF PUBLICATION PUBLISHED 8/10/2021**

**1) Legal Notice – Sealed Proposals for the Erie Avenue Mill and Repave Project – City Clerk-Treasurer**

**MOVED by Alderman Zadzilka**

**SECONDED by Alderman Tylec**

**That the Common Council hereby receives and files the aforementioned Proof of Publication.**

**CARRIED.**

**COMMUNICATIONS FROM CITY OFFICIALS**

**#1. Austin Tylec**

**August 12, 2021**

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

**Re: Dogs Are People Too Event Request**

**Dear Honorable Body:**

**From noon to 4 p.m. Saturday, Sept. 25 at Carruthers Park, Alderman Austin Tylec and Kimberly LaRussa of Sweet Buffalo would like to request approval for a free community event called “Dogs are People, Too” to help homeless dogs right here in North Tonawanda and bring our residents – and their four-legged friends – together like never before.**

**The event would give residents an opportunity to visit a park that is not as well-known, bringing eyes to it from guests across WNY; learn more about fostering and adopting through Diamonds in the Ruff Animal Rescue; spread awareness about keeping pets safe; and offer the opportunity for residents to get information on registering their pets in North Tonawanda which helps when the pet is lost.**

**We also plan to have:**

- **The Oliver Street Merchants information booth**
- **Licensed food trucks**
- **Music and Entertainment such as a dog fashion show & kissing booth**
- **Activities for residents to enjoy with their dogs like a free ball pit photo shoot with Tailor Mayde Photography**
- **Opportunities to learn about the North Tonawanda Police K9 or Remy the Therapy dog**
- **Appearances from WNY Heroes service dogs and Paw Patrol characters for kids**
- **Dog-themed vendors & businesses**
- **Raffles to raise funds for Diamonds in the Ruff**

**We will also be asking any participants to keep their dogs leashed for safety. As proud North Tonawanda residents, we wanted to bring a dog event to our city that believes residents will truly enjoy – but even more so that their dogs will enjoy!**

**Respectfully,  
Austin J. Tylec  
Alderman-at-Large**



**IV.2 Engineer****September 2, 2021**

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

**Re: Project 2020-08 Pinewoods Park Pavilion and Bathroom Improvements  
Award of Contract**

**Dear Honorable Body:**

**On August 31, 2021, two (2) bids were received and opened by the City Clerk for the Pinewoods Park Pavilion and Bathroom Improvements Project. The results are as follows:**

**Total Base Bid:**

- |  |                     |
|--|---------------------|
| <b>1. North Spur Construction</b>            | <b>\$133,350.00</b> |
| <b>2. Sicoli Construction Services, Inc.</b> | <b>\$161,700.00</b> |

**Total Base Bid and Alternates (1 through 6):**

- |  |                     |
|--|---------------------|
| <b>1. North Spur Construction</b>            | <b>\$197,680.00</b> |
| <b>2. Sicoli Construction Services, Inc.</b> | <b>\$218,700.00</b> |

**The Engineering Department and the City's Engineering Consultant, Nussbaumer and Clarke, Inc. have reviewed the bid results and are recommending award of the Contract. Accordingly, I respectfully request that the Common Council award the Pinewoods Park pavilion and Bathroom Improvements Contract to North Spur Construction, 156 Garrison Road, Buffalo, New York, at their low Base Bid amount of \$133,350.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.**

**Very truly yours,  
Chelsea L. Spahr, P.E.  
City Engineer**

**MOVED by Alderman Pecoraro**

**SECONDED by Alderman Tylec**

**That the Common Council hereby awards the Pinewoods Park Pavilion and Bathroom Improvements Contract to North Spur Construction, 156 Garrison Road, Buffalo, New York, at their low Base Bid amount of \$133,350.00; and authorizes the Mayor to sign said contract subject to review by the City Attorney.**

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

**(5)**

**Nays: None**

**(0)**

**CARRIED.**

**VII.1 Accountant****August 11, 2021**

**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 September 7<sup>th</sup>, 2021, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm regards,  
 Jeffrey R. Zellner  
 City Accountant

**MOVED** by Alderman Zadzilka      **SECONDED** by Alderman Schmigel  
 That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated September 7, 2021, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$513,928.70
02	Water Fund	38,257.92
04	Sewer Fund	350,176.22
06	Capital Project Fund	208,733.13
07	Trust & Agency Fund	<u>14,650.51</u>
00	Final Total	<u>\$1,125,746.48</u>

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)  
 Nays: None (0)  
**CARRIED.**

**VII.2 Accountant**

September 7, 2021

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

Dear Honorable Body:

In accordance with Article V, Division 2, Section 5.023 and Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following amendment of fiscal year 2021 appropriations, based on the request of the Department Head, copy attached.

<u>Dollar Amount</u>	<u>Decrease/Increase Account</u>	<u>Increase Appropriation Account</u>
\$61,500	001.9060.0807 Medical Insurance	001.7110.0482 Pinewoods Park Dasny

**Reason:** To fund the City Match for the project using savings from obtaining new Medical Insurance Broker

Warm regards,  
 Jeffrey Zellner  
 City Accountant

**MOVED** by Alderman Tylec      **SECONDED** by Alderman DiBernardo  
 That the Common Council hereby authorizes the City Accountant to make the following Budgetary Transfer of fiscal year 2021 appropriations, based on the request of the Department Head:

<u>Dollar Amount</u>	<u>Decrease/Increase Account</u>	<u>Increase Appropriation Account</u>
\$61,500	001.9060.0807 Medical Insurance	001.7110.0482 Pinewoods Park Dasny

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)  
 Nays: None (0)  
 CARRIED.

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#### XIV.1 Youth, Recreation, Parks & Seniors

September 1, 2021

The Honorable Mayor Pappas  
 And Common Council  
 216 Payne Avenue  
 North Tonawanda, NY 14120

Dear Mayor Pappas and Common Council,

In June of 2019 your honorable council approved the Gratwick Improvement Project Plan to bring additional pavilions and upgraded restroom amenities to the park. Phase 1 of the project is set for completion this year including the addition of a pavilion and portable restroom trailer to the Northeastern part of the park.

We are seeking permission to move forward with an application to Niagara River Greenway Commission for funding of Phase 2 of the project which includes a new pavilion on the southeastern part of the park along with an additional restroom trailer and upgrades to the power supply of the park for future pavilion additions and special event opportunities.

The proposed application is attached for review. Please note expected matching funds in the amount of \$77,000 in supplies & in-kind services would be required to be budgeted to complete the project with an anticipated 2022 construction date.

Respectfully submitted,  
 Alex Domaradzki  
 Dir. Youth, Recreation, Parks & Seniors

MOVED by Alderman Zadzilka      SECONDED by Alderman DiBernardo  
 That the Common Council hereby tables, to have more discussion on the \$77,000 that the city would be responsible for. This will be discussed at the next Workshop. The Council will prepare a Letter of Support to the Niagara River Greenway Commission for funding of Phase 2 of the project which includes a new pavilion on the southeastern part of the park along with an additional restroom trailer and upgrades to the power supply of the park for future pavilion additions and special event opportunities, the amount of \$77,000, subject to review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)  
 Nays: None (0)  
 CARRIED.

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#### XIV.2 Youth, Recreation, Parks & Seniors

September 2, 2021

The Honorable Mayor Pappas  
 And Common Council  
 216 Payne Avenue  
 North Tonawanda, NY 14120

Dear Mayor Pappas and Common Council,

Attached is the new lease agreement for Golf Carts at Deerwood Golf Course. After submitting a request for RFP, Nuttall Golf Cars, Inc. were one of two companies that

submitted a proposal, and were the lowest bid. Upon the review from the City Attorney, I respectfully ask for permission to sign the agreement which will take us through the 2026 calendar year, with an option to renew for an additional 5-year term.

Respectfully submitted,  
 Alex Domaradzki  
 Dir. Youth, Recreation, Parks & Seniors

**MOVED** by Alderman DiBernardo      **SECONDED** by Alderman Tylec  
 That the Common Council hereby approves the lease agreement for golf carts at Deerwood Golf Course with Nuttall Golf Cars, Inc., subject to review by the City Attorney.  
 Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)  
 Nays: None (0)  
**CARRIED.**

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## XVII. Traffic Safety

August 16, 2021

**Donna Braun**  
 City Clerk-Treasurer  
 216 Payne Avenue  
 North Tonawanda, NY 14120

### Traffic Safety Minutes:

The August 2021 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1700 hours. Roll call showed the following members present: R. Frank, J. Sikora, M. Meisenburg, M. Daigler, M. Lemke, D. Grinnell, A. DiBernardo, M. Anastasi. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 1) Councilman Frank DiBernardo requested a "Children at Play" sign on Payne Avenue in front of Memorial Park due to lack of signage in a park area. Member Frank requested and was granted permission from Mayor Pappas to put up the proper signage. Member Meisenburg updated the proper signage in front of the park.
- 2) Janine Rizzo requested a "Children at Play" sign on Wheatfield Street in front of the Nation Little League Baseball Fields due to lack of signage in a ballpark area. Member Frank requested and was granted permission from Mayor Pappas to put up the proper signage. Member Meisenburg updated the proper signage in front of the baseball fields.
- 3) Gary Shaeffer of Wurlitzer Drive requested extra patrols for speeders on Wurlitzer Drive. Patrols made extra checks and the speed sign was placed there from 7/30/21 to present.
- 4) Suzanne Demonte requested signs at the bike path on Sweeney Street by the Service Drive Boat Launch. This appeared to be an oversight when the bike path was installed therefore member Meisenburg installed proper signage at the bike path that says "No Vehicles on the Bike Path".
- 5) Councilman Robert Schmigel requested that a RV be moved on 5<sup>th</sup> Avenue due to lack of sight for vehicles. Member Frank contacted the owner of the RV, Jeff Wagner, who moved the RV up the road to make a clear line of sight. Member Frank contacted City Attorney, Luke Brown, who advised the RV is legally parked long as it is not a traffic problem.
- 6) Justin Rich requested a stop sign at Wurlitzer Drive and Fairfax Avenue to slow down speeding. The committee checked on the request and found there is already a stop sign within 1 tenth of a mile on both sides of Fairfax. There was a prior traffic study done when Walmart was built which showed where the stop signs should be on Wurlitzer Drive. Fairfax was not one of the cross streets that needed a stop sign per the study. Member Frank posted the speed sign around different parts of

Wurlitzer Drive from 7/30/21 to the present day. Patrols will monitor the area. Member Frank advised Mr. Rich.

- 7) In July, Paul Schultz stated there were parking issues with a new vendor at the market. Schultz will be contacting the City Market Committee to try and resolve the problem. Member Frank will advise Donna Braun.

Meeting adjourned at 1930 hours.

Travel safely,  
Robert J. Frank

**MOVED** by Alderman Tylec                      **SECONDED** by Alderman Schmigel  
That the Common Council hereby receives and files the Traffic Safety minutes from their August meeting.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)

Nays: None (0)

**CARRIED.**

#### **XXV. Monthly Reports**

**.1 Police Department      .2 Clerk-Treasurer      .3 Senior Citizen Center**

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

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)

Nays: None (0)

**CARRIED.**

### **LATE COMMUNICATION**

**MOVED** by Alderman Zadzilka                      **SECONDED** by Alderman Schmigel  
To bring the following communications to the floor.

Ayes: Alderman Schmigel, DiBernardo, Zadzilka, Tylec, Pecoraro (5)

Nays: None (0)

**CARRIED.**

#1.

**Robert Pecoraro**

September 6, 2021

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

**Dear Honorable Body:**

I will introduce this late communication during our Common Council Meeting on September 7, 2021 for Mayor Arthur G. Pappas to form a committee to examines the issues mention in this resolution and makes its recommendation to the North Tonawanda Common Council by November 29, 2021. This is a time sensitive issue and we need to move quickly on possible recommendations.

Please let me know if you have any questions.





**AUDIENCE PARTICIPATION:**

**Susan Wilkes-329 Miller Street**-Asking the City Engineer once again on soil samples that were given to her. Engineer explained once again that the City doesn't determine Wetlands. We should do our research on the Bitcoin project.

**Darlene Bolsover 1377 Sweeney Street**- Asked about the Bike Path ride that is happening down Sweeney Street. City Engineer and Community Development told her that information was mailed to residents.

**Jim Berry-43 Old Falls Blvd.**-Concerns about Digihost Initiative-Carbon Footprint, Bio Safety Committee could be formed, what happens when something happens that we didn't plan for? What is the city's back up plan?

**Gregg Schnitzer-429 Wheatfield Street**-Asked the Mayor one question on when he was aware of the sale of Fortistar?

**Joe Midura-115 10<sup>th</sup> Avenue**-Happy to see the Committee being formed and that we are looking at opting in or out. Also talked about Digihost/Fortistar using Bio Gas.

**ADJOURNMENT**

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

**Time of Adjournment: 7:59 P.M.**

Respectfully submitted,



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