#### THE HONORABLE BODY

Council Chambers Municipal Building North Tonawanda, New York 14120 Tuesday, October 5, 2021 6:30 P.M.

# REGULAR SESSION CALLED TO ORDER BY PRESIDENT PECORARO

#### PLEDGE OF ALLEGIANCE

#### ROLL CALL

Present:

**President Pecoraro** 

Alderman Schmigel, Zadzilka, Tylec

Absent:

Alderman DiBernardo

Also Present:

Mayor Arthur G. Pappas City Attorney Luke Brown

#### **AUDIENCE PARTICIPATION** - None

### APPROVAL OF THE MINUTES OF THE SPECIAL SESSION SEPTEMBER 28, 2021

MOVED by Alderman Zadzilka SECONDED by Alderman Tylec That the minutes of the special session held September 28, 2021, be approved as circulated and filed in the Office of the City Clerk.

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro

(4) (0)

Nays: None CARRIED.

# PROOF OF PUBLICATION PUBLISHED 9/1/2021 & 9/8/2021

1) Legal Notice - Collector's Notice of Payment of 2021 School Taxes - City Clerk-Treasurer

#### PROOF OF PUBLICATION PUBLISHED 9/9/2021

1) Legal Notice – Bid Proposals for North Tonawanda Police Pursuit Vehicles – Police Chief

### PROOF OF PUBLICATION PUBLISHED 9/25/2021

1) Legal Notice – Bid Proposals for the Bike Path Connection to the Empire State Trail – City Clerk-Treasurer

MOVED by Alderman Zadzilka SECONDED by Alderman Schmigel
That the Common Council hereby receives and files the aforementioned Proof of
Publications.
CARRIED.

# **COMMUNICATIONS FROM CITY OFFICIALS**

# #1. Robert Pecoraro

September 20, 2021

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

# Dear Honorable Body:

Pastor Chad, Lumber City Church, requests the closure of Vandervoort Street between Robinson and Keil Streets from 8am until 1pm on Saturday, October 16, 2021 to facilitate the clean up around the church property. The only requirement is to have two barricades in position before 8am. If there are not objections, I will have this on the Common Council Agenda for your approval on October 5<sup>th</sup>. Of course, if you would like to help during this cleanup, your volunteerism is greatly appreciated.

Sincerely, Alderman-at-Large Robert E. Pecoraro President, North Tonawanda Common Council

MOVED by Alderman Pecoraro SECONDED by Alderman Tylec
That the Common Council hereby approves the closure of Vandervoort Street between
Robinson and Keil Street from 8am until 1pm on Saturday, October 16, 2021 to facilitate
the clean up around the church property, Council directs DPW to provide barricades for
said event.

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro (4)
Nays: None (0)
CARRIED.

VII.1 Accountant

**September 30, 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 October 5<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 Schmigel SECONDED by Alderman Zadzilka That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated October 5, 2021, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$428,510.70
02	Water Fund	29,717.77
04	Sewer Fund	79,063.38
06	Capital Project Fund	118,764.65
07	Trust & Agency Fund	3,748.40
81	CD - Comm. Dev.	7,400.00
00	Final Total	\$667,204.90

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro
Nays: None
CARRIED.

(4)

#### VII.2 Accountant

**September 30, 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.

<b>Dollar Amount</b>	Decrease/Increase Account	Increase Appropriation Account
\$2,000	001.7110.0254	001.7114.0440
	Parks Rec Equipment	Parks Buildings & Grounds
\$8,000	001.7110.0480	001.7110.0420
	Parks Operations	Parks Repairs & Maintenance

Reason: cover accounts deficiency and additional anticipated cost to grounds and repairs

Warm regards, Jeffrey Zellner City Accountant

MOVED by Alderman Tylec SECONDED by Alderman Zadzilka 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:

<b>Dollar Amount</b>	Decrease/Increase Account	Increase Appropriation Account		
\$2,000	001.7110.0254	001.7114.0440		
	Parks Rec Equipment	Parks Buildings & Grounds		
\$8,000	001.7110.0480	001.7110.0420		
	Parks Operations	Parks Repairs & Maintenance		
Ayes: Alderman		(4)		
Nays: None				
CARRIED.				

#### X. Police Chief

#### **September 23, 2021**

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

#### Honorable Body:

Bids for the Police Vehicles were received and opened in the Common Council Chambers on September

22<sup>nd</sup>, 2021 by Donna Braun, City Clerk-Treasurer.

The following bids were received in response to NTPD 09/2021 bid specs for Police Pursuit Vehicles.

- 1) Delacy Ford, 3061 Transit Road Elma, Ny 14059
- 2) Laurel Auto Group, 135 Ford Drive Windber, PA 15963\*

\*Rejected: NTPD will not be purchasing due to price.

After review of the bids, Delacy Ford met all the requirements and provided the best price and availability. We request the bid for the Ford Explorer (Police Pursuit Vehicle) be awarded to Delacy Ford.

Thank you, Thomas E. Krantz Chief of Police

MOVED by Alderman Zadzilka SECONDED by Alderman Pecoraro That the Common Council hereby approves the bids for six (6) Police Pursuit Vehicles, from Delacy Ford, 3061 Transit Road, Elma, NY 14059, subject to review by the City Attorney.

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

Nays: None

CARRIED.

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

**September 28, 2021** 

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

Dear Mayor Pappas and Common Council,

I respectfully ask that you approve the appointment of Mathew Borowiec, 1272 Abington Place for the position of Golf Course Superintendent (CSEA Job Group XVI, Step 3).

Mrs Borowiec's application has been approved by the Niagara County Civil Service Commission. Mr. Borowiec was vetted through several interviews and was the best candidate for the position bringing with him six years' experience as the Assistant Superintendent at East Aurora Country Club. Mr. Borowiec is a Class C member of the Golf Course Superintendent Association of America and a member of the New York Golf Course Superintendent Association.

Mr. Borowiec brings with him knowledge and experience that will benefit Deerwood Golf Course as it looks to build on the momentum from the leadership of Nick Rosart who

recently stepped down from his position as Golf Course Superintendent to pursue another job opportunity outside the City.

At this time Me. Borowiec has successfully completed his background check and health screening and I am requesting that he be approved for employment with a start date of October 6, 2021. Thank you for your consideration.

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

MOVED by Alderman Pecoraro SECONDED by Alderman Tylec That the Common Council hereby approves of the appointment of Matthew Borowiec, 1272 Abington Place, as Golf Course Superintendent (CSEA Job Group XVI, Step 3) at Deerwood Golf Course, effective October 6, 2021.

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro

(0)

Nays: None CARRIED.

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

**September 29, 2021** 

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

Dear Mayor Pappas and Common Council,

Our department is requesting permission to close off the portion of Vandervoort Street directly in front of the Hope Center (383 Vandervoort Street) for our Youth Center kick off event on Saturday October 9 from 12-3pm.

Barricades (indicated in the attached picture - in yellow) will block the street entrance at the corner of Kiel and Vandervoort, as well as traffic directly in front of the building. This street closure will not hinder access to the businesses in the building across the street, nor will it hinder any residents. Blocking off this small portion of the street gives us more access for outdoor activities and inflatable fun for our event.

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

MOVED by Alderman Tylec SECONDED by Alderman Zadzilka That the Common Council hereby approves closing off the portion of Vandervoort Street directly in front of the Hope Center, Saturday October 9, 2021 from 12-3pm for the Youth Center Kick Off event, and directs the DPW to provide barricades for said event. (4)

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro

(0)

Nays: None CARRIED.

XVII. Traffic Safety

**September 21, 2021** 

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

# **Traffic Safety Minutes:**

The September 2021 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1900 hours. Roll call showed the following members present: R. Frank, J. Sikora, M. Meisenburg, D. Grinnell, A. DiBernardo. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 1) Councilman Austin Tylec had a resident request a "No Parking" sign on Oliver Street at Linwood Avenue on the east side of the street. Member Frank advised Tylec that there is a "No Parking" sign already attached to a telephone pole that covers that area.
- 2) Councilman Robert Pecoraro had a resident request that we take down the light at Christiana Street and Payne Avenue. The committee monitored the light to find that the light should not come down due to the People's Inc. building on Christiana Street, which brings extra traffic to the intersection.
- 3) The DPW fixed and painted the traffic lines at the corner of Ward Road and Warner Avenue to help with the flow of traffic. The street still comes extremely close to the sidewalk so the committee's recommendation is to place curbs at the corner. The property owner at the corner, Steve Toth, advised the committee that he would take care of any cost for the curbs.
- 4) Matthew Happ requested that the "Hearing Impaired" sign at Master Street and Bowen Drive be removed. Member Frank inquired about the individual that the sign was there for to find that the sign is no longer needed.
- 5) Councilman Robert Schmigel had residents request a guard rail at the curve on North Avenue. The committee requested this earlier this year and was advised that a guard rail could not be installed die to liability issues.
- 6) Council Robert Schmigel requested that Ward Road be monitored for speeding and overweight trucks. Ember Frank will have both monitored with patrols.
- 7) Member Lemke requested a "No Parking" sign at the corner of Oakdale Drive and Ward Road. The sign would keep cars from tearing up the terrace of 234 Ward Road. Member Frank spoke with the owner of 234 Ward Road who is in favor of the sign.

Meeting adjourned at 2015 hours.

Travel safely, Robert J. Frank

SECONDED by Alderman Pecoraro MOVED by Alderman Zadzilka That the Common Council hereby approves recommendation #3, #4 and #7 and receives and files the Traffic Safety minutes from the September meeting. (4)

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro

Nays: None CARRIED.

(0)

XXV. Monthly Reports

#### .1 Police Department

SECONDED by Alderman Schmigel MOVED by Alderman Pecoraro That the Common Council hereby receives and files the aforementioned Monthly Report Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro (4) Nays: None (0) CARRIED.

### XXXII. Community Development

September 27, 2021

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

Re: Community Development Block Grant Program-Request for Required Public Hearing

Dear Honorable Body:

As per Community Development Block Group (CDBG) regulations, the City of North Tonawanda is required to hold a public meeting to discuss CDBG activities. The hearing must be held at a meeting with the quorum of the Common Council.

I would like to formally request authorization to hold a required public meeting for the Community Development Block Grant (CDBG) program to be held on October 19<sup>th</sup> at 6:00pm in the Common Council chambers immediately preceding the regularly scheduled Common Council meeting.

Thank you for your time and consideration.

Kindest regards, Laura Wilson Dir. Community Development

MOVED by Alderman Pecoraro SECONDED by Alderman Zadzilka
That the Common Council hereby approves Community Development Block Group
(CDBG) to hold a required public hearing for the Community Development Block Grant
(CDBG) program on October 19<sup>th</sup> at 6:00pm in the Common Council chambers
immediately preceding the regularly scheduled Common Council meeting.

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

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro Nays: None

CARRIED.

(0)

# **COMMUNICATIONS FROM OTHERS**

A. Sweeney Hose Company

**September 16, 2021** 

North Tonawanda City Hall Attn: NT Common Council 216 Payne Avenue North Tonawanda, NY 14120

Re: Fundraising 2021

Dear Honorable Council,

The Sweeney Hose Company #7 requests permission from the council to add the following fundraising events to the calendar year 2021:

# Non - Repetitive Events

Haunted Harbor - Chowder Sale

One event on October 16th

Food sales at a private hall rental at our building

One event on October 23rd

Craft show / small business market at Sweeney Hose

One event on November 28th

\*\*\*All of the events listed will follow Covid 19 regulations and guidelines at the time of the actual event\*\*\*

Sincerely, Raymond B. Dworzanski Sweeney Hose Secretary

MOVED by Alderman Schmigel SECONDED by Alderman Tylec
That the Common Council hereby approves Sweeney Hose Company #7 to add the
following fundraising events to the calendar year 2021:

#### Non - Repetitive Events

Haunted Harbor – Chowder Sale

Food sales at a private hall rental at our building

Craft show / small business market at Sweeney Hose

One event on October 16<sup>th</sup>
One event on October 23<sup>rd</sup>
One event on November 28<sup>th</sup>

Ayes: Alderman Schmigel, Zadzilka, Tylec, Pecoraro

(4)

Nays: None CARRIED.

(0)

# **AUDIENCE PARTICIPATION:**

<u>Sue Wilke 329 Miller Street</u> – Had concerns about Bitcoin/Digihost and the report from Sierra Club, says that it will kill the environment if we let them go through with it.

<u>Nancy Klepp 1295 Erie Avenue</u> – Had concerns about people driving on the shoulder of the road and cars racing down Erie Avenue, would like the street monitored.

<u>Matt Borowiecz 1272 Abbington</u> - Thanked the council for the approval of his appointment.

# **ADJOURNMENT**

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

Time of Adjournment: 7:08 P.M.

Respectfully submitted,

ma L. Braun

Donna L. Braun City Clerk-Treasurer