

**TO: Honorable Mayor & Common Council
Alderman Schmigel, DiBernardo, Lavey, Loncar, Marranta**

FROM: Donna L. Braun, City Clerk-Treasurer

RE: Agenda for Regular Session TUESDAY, MARCH 19, 2024 6:30PM

AUDIENCE PARTICIPATION – Agenda items only, not to exceed 90 minutes with each speaker limited to a five-minute maximum.

PROOF OF PUBLICATION PUBLISHED 02/17/2024

- 1) Legal Notice – Request for Bids for Wastewater Treatment Plant Solids Handling Improvements – Supt. Water/Wastewater

COMMUNICATIONS FROM CITY OFFICIALS

- #1. Maureen Harding - Re: Receive and File Letter of Resignation from the Planning Commission
- #2. Alderman Lavey & Marranta - Re: Approval of Resolution Officially Redesignate Common Council – City Department Liaisons
- I.1 Mayor - Re: Receive and File the appointment of Robert DePaolo to the Land Bank’s Board of Directors
- I.2 Mayor - Re: Approval of Solar Simplified Municipal Agreement for an opt-in Community Solar Program
- II. Attorney - Re: Approval of Ordinance Revisions - Chapter 70A – Article II – Consumption of Alcohol, Tobacco, Marijuana and/or Illegal Drugs by Minors and Chapter 79A – Smoke and Air Pollution

- III. Clerk-Treasurer** - **Re: Receive and File the 2024 Volunteer Fire Companies Fundraising Schedules**

- IV. Engineer** - **Re Approval of Water Distribution and Sewer Collection Capital Improvement Plans Supplemental Agreement No.1 – LCRR/LCRI Compliance Assistance**

- V. Supt. Water/Wastewater** - **Re: Approval to reject all Bids for Chlorine Supply at the Water and Wastewater Treatment Plants**

- VII.1 Accountant** - **Re: Payment of the Abstract of Claims Dated March 19, 2024**

- VII.2 Accountant** - **Re: Budgetary Transfer – To replace the Water Distribution Box Truck**

- VII.3 Accountant** - **Re: Approval of the Serial Bond Resolution for the 2024 Capital Improvements Plan**

- IX. Supt. Public Works** - **Re: Award of Contract for the 2024 Concrete Sidewalk and Curb Replacement**

- XIV. Dir. Youth, Recreation, Parks And Seniors** - **Re: Approval to enter an Advertising and Marketing Program with Cumulus Radio Station Group for advertising Deerwood Golf Course**

- XXV. Monthly Reports**
- .1 Clerk-Treasurer**

COMMUNICATIONS FROM OTHERS

- A.**
Sweeney Hose Co. - **Re: Permission to remove Mathew Black and Kyle Garrison from the North Tonawanda Fire Rolls**
- B.**
Natalie Brown - **Re: Permission to close Oliver Street Saturday, August 3rd for the 9th annual “Oliver Street Art Festival”**
- C.**
Botanical Garden Org. - **Re: Approval of resolution to submit a funding application to the Niagara River Greenway Commission Parks, Recreation and Tourism Ad Hoc Committee, to complete Phase 1 of the Green Infrastructure Project**
- D.**
Herschell Carrousel Museum - **Re: Permission to use Heritage Park, Felton Field and closure of Thompson Street for their “Classics at the Carrousel Car Show”, Saturday, July 20th**
- E.**
Carnegie Art Center - **Re: Permission to close Sweeney Street, Webster Street, and the Renaissance Bridge for the “Carnegie Art Spree! Festival”, Saturday, August 17th, and Sunday August 18th, 2024**
- F.**
Michael Carney - **Re: Permission to be appointed as a Commissioner of Deeds for the City of North Tonawanda**

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

MAR 19 2024

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CITY CLERK'S OFFICE

2024 MAR 4 AM 9:54
NORTH TONAWANDA NY

Jackie Bilogan, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

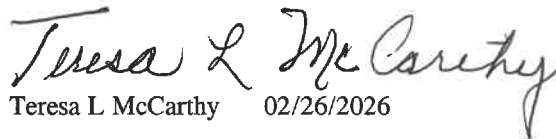
NIAGARA GAZETTE

A newspaper published in the County and State aforesaid, and that the annexed printed legal # 329635 was printed and published in said paper on the following dates:

02/27/2024


Principal Clerk

Subscribed and sworn to before me this

2.27.24

Teresa L. McCarthy 02/26/2026

Notary Public Expiration Date

TERESA L MCCARTHY
Notary Public - State of New York
No. 01MC4962698
Qualified in Niagara County
My Comm. Expires Feb. 26, 2026

117 Bids **117 Bids**

Legal Notice
Wastewater Treatment Plant Solids Handling Improvements Request for Proposals

Sealed proposals will be received by the City of North Tonawanda at the Wastewater Treatment Plant, 830 River Rd, North Tonawanda, NY 14120, until Friday, March 22nd, 2024, at 3:00pm (EST) from qualified engineering firms, located and authorized to do business in the State of New York, to provide design and assessment services on Sludge Processes for the City of North Tonawanda Wastewater Treatment Plant.

The Request for Proposals (RFP) shall be available in the following formats: hard copy (paper) and electronic email (Adobe Acrobat *.PDF format) upon request by contacting Donna Braun at (716)-695-8555 or email to: dbraun@northtonawanda.org. Each proposal shall contain the full name and address of each person or company submitting the proposal. Proposals shall be delivered NO LATER THAN Friday, March 22nd, 2024, at 3:00pm (EST) to:

Jason W. Koepsell
Superintendent of Water/ Wastewater
City of North Tonawanda
830 River Rd
North Tonawanda, NY 14120

All questions shall be submitted in writing and shall be mailed or emailed to: Jason Koepsell, Superintendent of Water/ Wastewater, 830 River Rd North Tonawanda, NY 14120, or Jkoepsell@northtonawanda.org.

All proposals must be received on time and in full compliance with the instructions contained in the RFP. The City of North Tonawanda reserves the right to reject any and all Proposals, and to withdraw this solicitation at any time.

N#329635 2/27/2024

#1.

Maureen A. Harding, AICP
261 North Avenue
North Tonawanda, NY 14120
E. maharding@wnyplanner.com
T. 585-610-7588

MAR 19 2024

February 6, 2024

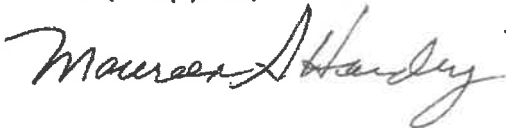
Mayor Austin Tylec
216 Payne Avenue
North Tonawanda, NY 14120

Re: Resignation from Planning Commission

Dear Mayor:

I am, hereby, submitting my resignation from the Planning Commission effective immediately. Thank you for the opportunity to serve. I am,

Very truly yours,



Maureen A. Harding

2024 MAR 12 PM2:07
NORTH TONAWANDA NY

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CITY CLERK'S OFFICE



#2.

MAR 19 2024

**RESOLUTION TO OFFICIALLY REDESIGNATE
COMMON COUNCIL - CITY DEPARTMENT LIAISONS**

Submitted by Aldermen Lavey & Marranca

WHEREAS, the City of North Tonawanda has a history of successful collaboration between the Common Council and various city departments; and

WHEREAS, maintaining communication between council members and department heads is crucial for keeping constituents and fellow council members informed of ongoing projects and initiatives throughout the city; and

WHEREAS, the redesignation of the Common Council - Department Liaisons is based on the recognition of its past success in promoting effective legislating and fostering more collaboration within the city government; and

WHEREAS, it provides council members, who compose the city's legislative body, with firsthand knowledge and understanding of departmental operations and challenges; and

WHEREAS, the appointed liaisons for each department will be as follows:

SCHMIGEL - "ECONOMIC & PROPERTY DEVELOPMENT"
(Lumber City Development Corp., Community Development, & Assessor)

DIBERNARDO - "ADMINISTRATIVE"
(Accountant, Code Enforcement, & Building/Plumbing Inspectors)

MARRANCA - "INFRASTRUCTURE"
(Public Works, Engineering, & Water/Wastewater)

LAVEY - "PUBLIC SAFETY"
(Police & Fire Departments)

LONCAR - "COMMUNITY SERVICES"
(Parks & Recreation);

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NOW, THEREFORE, LET IT BE RESOLVED, that the Common Council of the City of North Tonawanda hereby designates the Council Members mentioned above as the liaison to their respective departments for the remainder of the 2024 Legislative Session.

2024 MAR 14 AM 8:49
NORTH TONAWANDA NY

CITY OF NORTH TONAWANDA

Office of the Mayor

AUSTIN J. TYLEC

I.1

MAR 19 2024

March 1, 2024

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

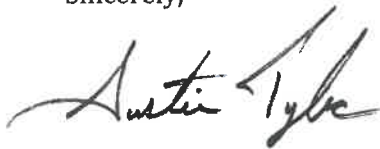
Re: Appointment to Land Bank's Board of Directors

Dear Honorable Body:

Please be advised that I am re-appointing Robert C. DePaolo, 304 Shartle Pl, Apt. 1, North Tonawanda, NY 14120 to the Land Bank's Board of Directors for a two (2) year term effective retroactively from December 5, 2023, to December 4, 2025.

Thank you for your attention to this matter.

Sincerely,



Austin Tylec
Mayor

2024 MAR 5 AM 9:58
NORTH TONAWANDA NY

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CITY CLERK'S OFFICE

CITY OF NORTH TONAWANDA

T.2

Office of the Mayor

MAR 19 2024

AUSTIN J. TYLEC

March 13, 2024

North Tonawanda Common Council
216 Payne Ave (City Hall)
North Tonawanda, NY 14120

Re: Solar Simplified Municipal Agreement

Dear Honorable Body,

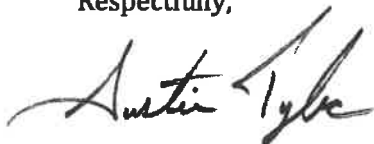
As presented at a previous Council Meeting, attached is a proposal to enter into an agreement with Solar Simplified for an opt-in community solar program. This program utilizes large solar installations outside of our City to provide a 10% guaranteed savings through Solar Credits for property owners. No installation is required for residents or businesses to enter, and all electricity billing remains unchanged for those who do decide to join the program.

In addition, Solar Simplified would navigate this program with the Climate Smart Task Force. If we are successful in enrolling 100+ individuals, this could lead to a \$20,000 NYSERDA grant which could assist in various green initiatives that benefit the City.

As we all continue to see increases in our utility bills, this program provides a hassle-free way to reduce monthly electricity costs. If approved, Solar Simplified can immediately start to enroll those who are interested in opting-in.

Thank you for your consideration of this matter.

Respectfully,



Austin Tylec
Mayor

2024 MAR 13 PM 4:01
NORTH TONAWANDA NY

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CITY CLERK'S OFFICE

MUNICIPALITY SERVICES AGREEMENT

This Marketing Services Agreement (“Agreement”) is between Solar Simplified, LLC (“Company”) and the _____ (“Municipality”), each individually referred to as Party and jointly as Parties.

Term: This Agreement shall commence on _____ (“Effective Date”) and continue for an initial term of twelve (12) months, which initial term shall automatically be extended for a period of twelve (12) months unless terminated by either Party. The Agreement may be terminated by either Party for any reason with a 30-day notice. Company may pause its performance of Services with 24-hour notice for compliance or regulatory reasons.

Services. Company will solicit Municipality residents and businesses to participate in Community Solar Program(s) (“Program”). During the Term of this Agreement, Municipality shall grant to Solar Simplified an exclusive license to use any necessary branding (including but not limited to names, logos, and letterhead) and any other intellectual property necessary for Solar Simplified to perform the Services, including, specifically, for marketing purposes. This license will terminate upon the termination or expiration of this Agreement. The Parties shall seek to issue, where appropriate, joint press release statements or other such public announcements concerning Solar Projects. During the Term of this Agreement, Company shall be the exclusive marketing agent retained by the Municipality in connection with marketing community solar services and products.

Payment. Company shall pay Municipality a one-time acquisition fee of \$50 per enrolled community solar Customer. Payment shall be made on the month following receipt of payment for Customer(s)’ first community solar credits invoice. Termination of the Agreement for any reason does not absolve Company from making payments (if any are due) for Services provided in accordance with this Agreement. Upon termination of this Agreement for any reason, Customers for which Municipality received payment shall remain those of Company, and Municipality or any agent of the Municipality agrees not to solicit these Customers for other community solar Projects for six (6) months after termination or with the Company’s consent.

Intellectual Property. All intellectual property rights, including copyrights, patents, patent disclosures, and inventions (whether patentable or not), trademarks, service marks, trade secrets, know-how, and other confidential information, trade dress, trade names, logos, corporate names, and domain names, together with all of the goodwill associated therewith, derivative works, and all other rights (collectively, “Intellectual Property Rights”) in and to all documents, work product, and other materials that are prepared by or on behalf of Company in the course of performing the Services (collectively, the “Deliverables”) shall be owned by Company.

Compliance with Laws, Permits, and License Requirements. Company shall comply with all federal, state, and local laws applicable to performance of Services and shall procure at its expense all licenses, certifications, and all permits necessary for the fulfillment of its obligations under this Agreement.

Entire Agreement. This Agreement is an integrated agreement and contains the entire agreement regarding matters herein between the Parties. No representations, warranties or promises have been made or relied upon by any Party hereto other than as set forth herein. Any changes, modifications, or additions to this Agreement shall be made by mutual consent in writing in the form of a supplemental Agreement signed by both Parties and attached hereto.

No Third-Party Beneficiaries. Agreement benefits solely the Parties to this Agreement and their respective permitted successors and assigns and nothing in this Agreement, express or implied, confers on any other person or entity any legal or equitable right, benefit, or remedy of any nature whatsoever under or by reason of this Agreement.

Limitation of Liability. IN NO EVENT SHALL EITHER PARTY BE LIABLE TO THE OTHER PARTY OR TO ANY THIRD PARTY FOR ANY LOSS OF USE, REVENUE, OR PROFIT, OR FOR ANY CONSEQUENTIAL, INCIDENTAL, INDIRECT, EXEMPLARY, SPECIAL, OR PUNITIVE DAMAGES WHETHER ARISING OUT OF BREACH OF CONTRACT, TORT (INCLUDING NEGLIGENCE), OR OTHERWISE, REGARDLESS OF WHETHER SUCH DAMAGE WAS FORESEEABLE AND WHETHER OR NOT THE PARTY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES, AND NOTWITHSTANDING THE FAILURE OF ANY AGREED OR OTHER REMEDY OF ITS ESSENTIAL PURPOSE. IN NO EVENT SHALL EITHER PARTY'S AGGREGATE LIABILITY ARISING OUT OF OR RELATED TO THIS AGREEMENT, WHETHER ARISING OUT OF OR RELATED TO BREACH OF CONTRACT, TORT (INCLUDING NEGLIGENCE), OR OTHERWISE, EXCEED THE AGGREGATE AMOUNTS PAID OR PAYABLE PURSUANT TO AGREEMENT.

Indemnification. To the fullest extent permitted by law, Company or Municipality ("Indemnitor") shall indemnify, defend, and hold harmless the other Party(ies), its affiliates, and their respective members, shareholders, partners, directors, officers, agents, employees, contractors and subcontractors (each, an "Indemnitee", and collectively, "Indemnitees") from and against all claims, damages, losses, liabilities and expenses (including court costs and reasonable attorneys' fees) to the extent caused by, arising out of, or resulting from (a) the fault, negligent acts or omissions in connection with performance of its obligations under this Agreement, whether active or passive, or any breach of this Agreement, of or by the Indemnitor or its agents, (b) the violation by Indemnitor of any law or regulation governing its performance of this Agreement, (c) Indemnitor's failure to pay any taxes for which it is responsible under this Agreement or by law, (d) bodily injury or death of a third party, or loss of or damage to a third party's property, to the extent caused by the negligent acts or omissions or willful misconduct of Indemnitor, its employees, contractors, subcontractors, agents, or representatives, (e) bodily injury to or death of any employee of Indemnitor or an affiliate of such Indemnitor, (f) any liability or obligation owing to any of Indemnitor's employees, agents, contractors and subcontractors arising out of or attributable to acts or omissions of such Indemnitor, including any claims by an employee of Indemnitor for salaries and/or benefits. Notwithstanding the foregoing, no indemnification shall be provided to any Indemnitee for fraudulent or illegal acts or acts of gross negligence or willful misconduct by such Indemnitee.

Governing Law: This Agreement will be construed in accordance with and enforced under the laws of the State of New York, United States of America, without giving effect to the conflict of laws provisions thereof to the extent such principles or rules would require or permit the application of the laws of any jurisdiction other than those of the State of New York.

IN WITNESS WHEREOF, the Parties hereto have affixed their signatures as of the day and date first written above.

Municipality:

Company:

Signature: _____

Signature: _____

Name: _____

Name: _____

Title: _____

Title: _____



SOLAR SIMPLIFIED.

301 W. Grand Ave., Unit 314
Chicago, IL 60654
cs@solarsimplified.com
888-420-9831

NEW YORK COMMUNITY SOLAR SUBSCRIPTION AUTHORIZATION FORM

Please complete and submit this form to authorize enrollment. All fields are required unless specified optional.

First & Last Name or Business Name			
Service Address	Street:		
	City:	State:	Zip:
Billing Address <input type="checkbox"/> Check box if same as above	Street:		
	City:	State:	Zip:
Phone Number	()		
E-mail Address			
Date of Birth (MM/DD/YYYY)			
National Grid Account Number	_ _ _ _ _ - _ _ _ _ _ <i>Account number is located on top of every page of National Grid utility bill</i>		
Are you on budget billing?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> I don't know		
Do you have solar panels?	<input type="checkbox"/> YES <input type="checkbox"/> NO		

By checking this box, you authorize Solar Simplified, its affiliates, and/or its agents to make telemarketing calls and/or send marketing text messages through use of artificial or pre-recorded voice messages or through use of an automatic telephone dialing system. Consent is optional and not a condition of purchasing property, goods or services. You understand data and message rates may apply. You may withdraw your consent to receive marketing calls and text messages by calling 888-420-9831 or reply "STOP" to any marketing text message we send you.

By signing below, I acknowledge that I am the account holder, or an authorized person, of the electric utility account listed above; I have read and agree to the Terms of Service Agreement and Disclosure Statement that are available for viewing at www.solarsimplified.com/terms; and I am authorizing Solar Simplified to act on my own behalf for the purpose of enrolling the electric utility account listed above in a registered NYSEDA community solar project, including, but not limited to, signing, using/sharing customer account information as necessary to process enrollment with community distribution generation providers and utility, and activation/deactivation of community solar services/products. This authorization is effective from the date referenced below and shall remain in effect until this authorization is canceled.

Name of Account Holder or Authorized Person

Signature of Account Holder or Authorized Person

Date

NORTH TONAWANDA

PLEASE MAIL THIS COMPLETED AND SIGNED FORM TO SOLAR SIMPLIFIED BY USING THE ENCLOSED PREPAID RETURN ENVELOPE. ONCE ENROLLED, YOU WILL RECEIVE A COPY OF THE CUSTOMER DISCLOSURE STATEMENT AND TERMS OF SERVICE AGREEMENT. FOR QUESTIONS, PLEASE CALL 888-420-9831.

City of North Tonawanda

EDWARD A. ZEBULSKE, III
CITY ATTORNEY

NICHOLAS B. ROBINSON
ASSISTANT CITY ATTORNEY

MATTHEW T. MOSHER
ASSISTANT CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120-5489

TELEPHONE
(716) 695-8590
FAX (716) 695-8592

March 13, 2024

MAR 19 2024

Hon. Mayor and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

RE: Ordinance Revisions – Chapter 70A – Article II – Consumption of Alcohol,
Tobacco, Marijuana and/or Illegal Drugs by Minors and
Chapter 79A – Smoke and Air Pollution

Dear Honorable Body:

Attached, for your consideration, are two proposed ordinances suggested by CHANT as well as Reality Check of Erie and Niagara, to promote public health and protect our community's youth:

Chapter 70A – Article II – Consumption of Alcohol, Tobacco, Marijuana and/or Illegal Drugs by Minors; Social Hosting – is an update/enhancement to the existing Article II to include newer forms of tobacco and illegal drugs that are now available to the public.

Chapter 79A – Smoke and Air Pollution – is an update/enhancement of the existing Chapter 79A – Smoking – to account for newer forms of tobacco and illegal substances which are now accessible to the public.

If your Honorable Body concurs, please pass the appropriate resolutions for the City of North Tonawanda to allow these additions to our North Tonawanda City Code, subject to further review by the City Attorney.

Very truly yours,

Edward A. Zebulske, III
City Attorney

EAZ/lk
Att.

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CITY OF NORTH TONAWANDA

2024 MAR 18 PM 1:05
NORTH TONAWANDA, NY

Chapter 70A Promoting General Welfare of Minors

Article II Consumption of Alcohol, Tobacco, Marijuana and/or Illegal Drugs by Minors; Social Hosting

§ 70A-9 Definitions.

As used in this article, the following terms shall have the meanings indicated.

ALCOHOL

Ethyl alcohol, hydrated oxide of ethyl, or spirits of wine, from whatever source or by whatever process produced.

ALCOHOLIC BEVERAGE

Any drink capable of being consumed containing ethanol or ethyl alcohol is an alcoholic beverage.

TOBACCO PRODUCT

Any product that is made from or derived from tobacco, or that contains nicotine, that is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled or ingested by any other means, including, but not limited to, a cigarette, cigar, hookah, pipe tobacco, chewing tobacco, snuff, snus and electronic smoking devices ("e-cigs," "vapes," "e-hookahs," "vape pens," "JUUL," "Hyde," and "electronic nicotine delivery systems (ENDS)," etc.) and any component or accessory used in the consumption of a tobacco product, such as filters, rolling papers, pipes, and liquids used in electronic smoking devices, whether or not they contain nicotine.

MARIJUANA

Any part of the plant genus Cannabis whether growing or not; the seeds thereof; the resin extracted from any part of the plant, including hashish and hash oil; any compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin; and any component or accessory used in the consumption of marijuana products, such as edibles, filters, rolling papers, pipes, and liquids used in electronic smoking devices.

ILLEGAL DRUGS

Any substance listed in section 3306 of the New York State Public Health Law and not prescribed by a physician.

GUARDIAN

A person who, under court order, is the guardian of the person of a minor; or a public or private agency with whom a minor has been placed by a court.

MINOR

Any person under 21 years of age

PARENT

A natural parent, adoptive parent, stepparent or another person, or other adult person having the lawful care and custody of the minor.

PARTY, GATHERING, or EVENT

A group of people who have assembled or are assembling for a social occasion or social activity.

PUBLIC PLACE

Any place to which the public or a substantial group of the public has access and includes, but is not limited to, highways, streets, alleys, parks, playgrounds, shops, shopping plazas, transportation facilities, vacant lots, hospitals, and public buildings.

§ 70A-10 Consumption of alcohol, tobacco, marijuana, and/or other illegal drugs prohibited.

Consumption of alcohol, alcoholic beverages, tobacco, marijuana or illegal drugs by a minor is prohibited in any public place, place open to public, or place not open to public. Except as permitted by state law, it is unlawful for any minor to:

- A. Consume at any public place or any place open to the public any alcohol, alcoholic beverages, tobacco, marijuana and/or illegal drugs; or
- B. Consume at any place not open to the public any alcohol, alcoholic beverages, tobacco, marijuana and/or illegal drugs.

§ 70A-11 Party, gathering, or event hosting.

Allowing a party, gathering, or event where minors consuming alcohol, alcoholic beverages, marijuana, tobacco, and/or illegal drugs is prohibited. Except as permitted by Article I, § 3, of the New York State Constitution, it is unlawful for any person to allow or host a party, gathering, or event at his or her place of residence or other private property, place, or premises under his or her control where three or more minors are present and alcohol, alcoholic beverages, tobacco, marijuana, and/or other illegal drugs are being consumed by any minor. This section does not apply to conduct involving the use of alcoholic beverages, marijuana, or nicotine products (i.e., religious rituals) which occurs exclusively between a minor child and his or her parent or legal guardian.

§ 70A-12 **Penalties for offenses.**

The decision on punishment shall be determined by the court and the presiding judge.

It is recommended:

First Offense. Any person, firm or corporation violating any of the provisions of this article shall be guilty of a violation punishable to the fullest extent of the law up to and including a fine of \$500 and/or 15 days in jail and/or serve court-ordered community service hours.

Second Offense. Any person who violates any of the provisions of this article shall be guilty of a violation punishable to the fullest extent of the law up to and including a fine of \$1,000 where such violation constitutes the person's second offense and/or 30 days in jail, and/or serve court-ordered community service hours.

Chapter 79 Smoke and Air Pollution

Chapter 79 A. Smoking

79A-2. Smoking in City Parks

- A. Smoking a cigarette, pipe cigar, electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, vape pen, any cartridge or other component of the device or related product or any other matter of substance which contains tobacco, nicotine, any illegal substance, or any other similar substance shall be prohibited as follows.
- B. Smoking or consuming any part of the plant genus Cannabis whether growing or not; the seeds thereof; the resin extracted from any part of the plant, including hashish and hash oil; any compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin; and any component or accessory used in the consumption of a marijuana products, such as edibles, filters, rolling papers, pipes, and liquids used in electronic smoking devices.
- C. Smoking or consuming any illegal Substance listed in section 3306 of the New York State Public Health Law and not prescribed by a physician.

(1) At all times on the grounds of North Tonawanda City Parks

(2) "No Smoking/Vaping including Cannabis" signage shall be placed on the property entrances at an appropriate location on the park entrances.

(3) Smoking/consumption of cannabis, tobacco, nicotine, illegal substances, and/or other similar products shall be unlawful in the areas posted as stated in this chapter.

D. Penalties for offenses:

The decision on punishment shall be determined by the court and the presiding judge.

It is recommended:

(1) A violation of any provision of this section 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 fine and imprisonment and/or serve court-ordered community service hours.

E. Severability. The several terms and provisions of this section shall be deemed severable, and if any provision hereof or the application hereof to any person or circumstances is

held invalid, the remainder of the section and the applicability of such provisions to other persons and circumstances shall not be affected thereby.

- F. **When Effective.** This section shall become effective on the day after publication in the official newspaper of the City of North Tonawanda.

City of North Tonawanda

DONNA L. BRAUN
City Clerk-Treasurer
dbraun@northtonawanda.org

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
Fax: (716) 695-8557


MAR 19 2024

March 8, 2024

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

Re: Volunteer Fire Companies Fundraising 2024

Dear Honorable Body:

As you have been made aware by the North Tonawanda Fire Chief, and in accordance with the NYS Comptroller's Office; all (6) North Tonawanda Volunteer Fire Companies are required to provide the City with a list of all fundraising activities on an annual basis.

In accordance with these regulations, I have reviewed the correspondence that I have received with the Fire Chief and have found them to be in order and in proper form.

I respectfully request that your Honorable Body vote in the affirmative to grant Live Hose #4, Columbia Hook & Ladder #1, Gratwick Hose Co. #6, Sweeney Hose Co. #7, Rescue Co. #5, and Active Hose Co. #2 permission to run their respective fundraisers for 2024.

I thank you in advance for your anticipated cooperation.

Sincerely,



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

RECEIVED
CITY CLERK'S OFFICE
2024 MAR 8 AM 11:42
NORTH TONAWANDA, NY

Donna Braun

From: activehose2@yahoo.com
Sent: Friday, February 23, 2024 11:38 AM
To: Donna Braun; Dora Maziarz
Subject: Fundraising Dates 2024

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Donna and Dora,

Hope all is well. Just passing on our fundraising dates that we have planned.

Chowder Sale

January 27

February 24

March 23

April 27

September 28

October 26

November 16

If you need anything else please let us know.

Thank you
Christie

[Sent from Yahoo Mail for iPhone](#)

RECEIVED
CITY CLERK'S OFFICE

2024 FEB 23 AM 11:45
NORTH TONAWANDA NY

COLUMBIA HOOK & LADDER CO., NO. 1, INC.

P.O. Box 357 North Tonawanda, New York 14120-0357



Established 1876

January 2, 2024

Honorable Austin Tylec, Mayor
Honorable Common Council
North Tonawanda City Hall
216 Payne Ave.
North Tonawanda, NY 14120

Re: Year 2024 Fundraiser Authorization

Dear Mayor and Council:

The members of Columbia Hook & Ladder Co. No. 1 volunteer fire company request authorization to conduct fundraising events during Year 2024 for the benefit of the Fire Company.

We expect Chowder Sale fundraisers Feb. 3rd, March 2nd, April 6th, May 4th, Oct. 5th, Nov. 2nd, and Dec. 7th.

We expect to sponsor a Greek food tent, and possibly a sugar waffle trailer, at Canal Fest of the Tonawandas in July; proceeds of this activity come to our Hall.

We also rent our Hall for small events such as birthday parties, bridal showers, small wedding receptions, funeral luncheons, and similar. Often these rentals are on short notice.

Receipts from fund raising are used to pay insurance premiums, hall maintenance and building repairs, and upgrades as needed.

Respectfully yours,
COLUMBIA HOOK & LADDER CO. No. 1, INC.

A handwritten signature in blue ink, appearing to read "David L. Evans".

David L. Evans
Recording Secretary

2024 JAN 3 AM 8:47
NORTH TONAWANDA NY

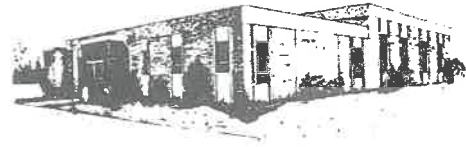
RECEIVED
CITY CLERK'S OFFICE

Sweeney Hose Company, Inc. No. 7

125 YEARS OF DEDICATION AND SERVICE

1894-2019

P.O. BOX 30 • 499 ZIMMERMAN STREET • 716-694-0777 • NORTH TONAWANDA, NEW YORK 14120-0030



January 10, 2024

North Tonawanda City Hall
Attn: NT Common Council
C.C. Chief Joseph D. Sikora
216 Payne Ave
North Tonawanda, NY 14120

Re: Fundraising 2024

Dear Honorable Council,

The Sweeney Hose Company #7 requests permission to conduct the following assorted fundraising events for the calendar year 2024:

Friday Fish Fry dinners	8 Fridays (February 9 th to March 29 th)
Canal Fest Beer Tent	One week in July
Hall Rentals	Throughout the year
Chowder sale	up to 10 events throughout the year
Dyngus Day parade beer tent	April 1 st
Meat Raffle	Date TBD

Sincerely,

Daniel D. Schmidt
Sweeney Hose Company Secretary

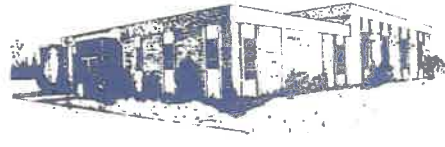
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CITY CLERK'S OFFICE
2024 JAN 16 AM 9:35
NORTH TONAWANDA NY

Sweeney Hose Company, Inc. No. 7

125 YEARS OF DEDICATION AND SERVICE

1894-2019

P.O. BOX 30 • 499 ZIMMERMAN STREET • 716-694-0777 • NORTH TONAWANDA, NEW YORK 14120-0030



March 7, 2024

North Tonawanda City Hall
Attn: NT Common Council
C.C. Chief Joseph D. Sikora
216 Payne Ave
North Tonawanda, NY 14120

Re: Fundraising 2024 additional event

Dear Honorable Council,

The Sweeney Hose Company #7 requests permission to add the following fundraising events to the calendar year 2024:

- Beer tent at the North Tonawanda Solar Eclipse Event scheduled for April 8th at Gratwick Park.

Sincerely,

Daniel D. Schmidt
Sweeney Hose Company Secretary

RECEIVED
CITY CLERK'S OFFICE

2024 MAR 7 AM 9:24
NORTH TONAWANDA NY

February 7, 2024

North Tonawanda City Clerk

216 Payne Ave.

N. Tonawanda, NY 14120

Re: Gratwick Hose Fundraisers

The Gratwick Hose Company Inc. will be running the following fundraisers throughout the calendar year 2024:

Fish Fry: 17 Occasions on Fridays between January and December

Chowder Sales: 9 Occasions between January and December

Outside Catering Events: Various occasions between May and September

Inside Catering Events: Various occasions between January and December

Sincerely,

Robert N. Brennan

President

2024 FEB 8 AM 9:20
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

RESCUE FIRE COMPANY INC., No.5

1241 STRAD AVENUE

PO Box 505

NORTH TONAWANDA, NY 14120

PHONE: (716) 695-3923

HAND DELIVERED

March 5, 2024

Donna L. Braun
City Clerk
216 Payne Avenue
North Tonawanda, NY 14120

RE: Rescue Fire Company Inc.

Dear Ms. Braun:

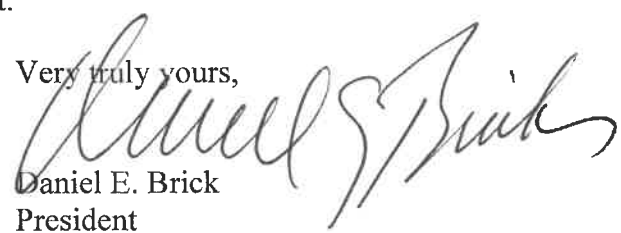
Please consider this letter as the outline of fundraising by Rescue Fire Company Inc. for the year 2024.

For the record we will do the following this year:

- 1) Continue the sale of pull tab tickets; city license just reissued;
- 2) Concentrate on hall rental to help stabilize utility expenses and long term improvements as the premises remains a site for emergency services in our community;
- 3) Continue our relationship with NTAA Inc. to improve/maintain the grounds and insurance costs.
- 4) Chowder sales on a monthly basis except in summer months;
- 5) Canal Fest and a meat raffle remain under discussion but no plans have been formalized at this time. If that were to change, we could advise.

Thank you for your continued attention and support.

Very truly yours,

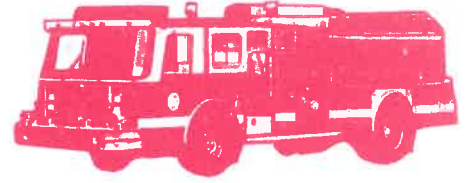

Daniel E. Brick
President

cc: North Tonawanda Fire Department
Attn: Chief Joseph Sikora

RECEIVED
CITY CLERK'S OFFICE
2024 MAR 5 4:59:06
NORTH TONAWANDA NY

LIVE HOSE CO. NO. 4

71 VANDERVOORT STREET
NORTH TONAWANDA, NEW YORK 14120
Est. July 18, 1887



To: Honorable Mayor & Common Council

The following is a List of the 2024 Officers of the Live Hose Volunteer Fire Co. #4, along with a list of our 2024 fund raising events.

Sincerely

A handwritten signature in black ink that reads "David C. Maziarz". The signature is written in a cursive, flowing style.

*David C. Maziarz
President Live Hose Volunteer Fire Co. #4*

CC: Joseph D. Sikora, Fire Chief

2024 Officers

President: David C. Maziarz
525 Orchard Place
North Tonawanda, NY 14120
716-471-2744

V. President: Paul Parise
176 Tremont Street
North Tonawanda, NY 14120
716-553-4603

Treasurer: Fred Ammerman
245 Bryant Street
North Tonawanda, NY 14120

Secretary: Vacant (TBF)

North Tonawanda, NY 14120

Financial Sec: Thomas Maziarz
174 Goundry Street
North Tonawanda, NY 14120

Chaplin: Dave Gauda
Robinson Street
North Tonawanda, NY 14120

Events for the 2024 calendar year

- Meat Raffles (May)? Pending ceiling repair
- Canal Fest (July)?
- November Meat Raffles (No Date set)
- Hall Rentals (Put on hold) Pending ceiling repair



**City of North Tonawanda
Department of Engineering**

City Hall, 216 Payne Avenue
North Tonawanda, NY 14120-5493
www.northtonawanda.org

Chelsea L. Spahr, P.E.
City Engineer
Phone: (716) 695-8565
Fax: (716) 695-8568

March 11, 2024

MAR 19 2024

Honorable Austin J. Tylec, Mayor
and Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, New York 14120

**Re: Water Distribution and Sewer Collection Capital Improvement Plans
Supplemental Agreement No. 1 – LCRR/LCRI Compliance Assistance**

Dear Honorable Body:

In 2022, the City allocated funding on an engineering report to apply for grant funding under the NYS Bipartisan Infrastructure Law (BIL)/NYS Drinking Water State Revolving Fund (DWSRF) to aid the City in their phase 1 initiative of a lead service line inventory (SLI) to comply with the Lead and Copper Rule (LCRR)/Lead and Copper Rule Improvements (LCRI) mandates from the EPA. The City was unsuccessful in the 2022 grant funding cycle, and reapplied for the funding in 2023. The grant funding for the 2023 round has yet to be announced, but the City has bonded monies in 2024 to meet the October 2024 deadline for the lead SLI to comply with this mandate.

With the recent award of the Water Distribution Capital Improvements Plan (CIP) to Hazen, a thorough review of their firm and staff was done in relation to their ability to assist the City by Engineering, Community Development, the Department of Public Works, Water Distribution, Accounting, and the Mayor's office. With that being said, it was determined that the best approach to effectively complete the LCRR/LCRI mandates including the SLI would be to utilize the same Hazen team in conjunction with completing the Water Distribution CIP. A supplemental proposal for the LCRR/LCRI Compliance Assistance from Hazen is attached. The four main tasks we are looking to achieve are a records review, service line inventory improvements, development of a lead service line replacement plan, and an updated sampling plan. The compliance assistance will take us through 2027 to meet some of the additional EPA deadlines.


I therefore recommend that the Common Council authorize the Mayor to sign a contract for Supplemental Agreement No. 1 for the additional design scope with Hazen and Sawyer, 1 Seneca Street, Suite 2875, Buffalo, NY 14203; in an amount of \$270,000; subject to review by the City Attorney.

2024 MAR 11 AM 10:14
NORTH TONAWANDA NY

2024 MAR 11 AM 10:14
NORTH TONAWANDA NY

Please let me know if you have any further questions or concerns. Thank you for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "Chelsea L. Spahr". The signature is fluid and cursive, with a large initial "C" and "S".

Chelsea L. Spahr, P.E.
City Engineer

CLS:cls

Cc: file
Edward A. Zebulski III, City Attorney
Jason Koepsell, Superintendent of Water and Wastewater
Jeffery Zellner, City Accountant
Dan J. Seider, PE, Hazen



CITY OF NORTH TONAWANDA WATER WORKS

830 RIVER ROAD
NORTH TONAWANDA, NEW YORK 14120
PHONE: (716) 695 – 8560, ext. #6411
Cell: (716) 583-1518
Email: JKoepsell@northtonawanda.org

[Handwritten signature]

MAR 19 2024

Jason W. Koepsell
Superintendent

March 14, 2024

Honorable Mayor Tylec & Council Members:

On February 28, 2024 we received two (2) bid for the Wastewater and Water Plant chlorine. The low bid violated our language set in the bid “escalator clauses or other conditions will not be considered and will negate the bid”. The high bid is considerably higher in price and should not be accepted.

Therefore, I recommend that you formally reject all of the above mentioned bids.

Thank you for your time and consideration of my request.

Sincerely,

Jason W. Koepsell

Jason W. Koepsell, Superintendent

2024 MAR 14 PM 12:47
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

DEPARTMENT OF ACCOUNTING
CITY HALL
216 PAYNE AVENUE NORTH
TONAWANDA, N.Y. 14120

TELEPHONE: (716) 695-8545

FAX: (716) 695-8573

VII-1

MAR 19 2024

March 13, 2024

Honorable Austin J. Tylec, Mayor
And Common Council Members
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 March 19th, 2024, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm Regards,


JEFFREY ZELLNER
CITY ACCOUNTANT

RECEIVED
CITY CLERK'S OFFICE

2024 MAR 14 AM 11:21
NORTH TONAWANDA NY

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

DEPARTMENT OF ACCOUNTING
CITY HALL
216 PAYNE AVENUE NORTH
TONAWANDA, N.Y. 14120

TELEPHONE: (716) 695-8545
FAX: (716) 695-8573

VII. 2

MAR 19 2024

3/11/2024

Honorable Austin J Tylec, 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 2024 appropriations, based on the request of the Department Head, copy attached.

<u>Amount</u>	<u>Increase Account</u>	<u>Decrease Account</u>
\$18,000	002.8340.0232	002.8340.0420
	Water Distribution – Pickup truck	Water Distribution – Repairs and Maintenance
<u>Amount</u>	<u>Increase Account</u>	<u>Decrease Account</u>
\$12,000	002.8340.0232	002.8340.0420
	Water Distribution – Pickup truck	Water Distribution – Water Meters and Parts

Reason: Addressing high need in replacing Water distributions box truck.

Warm Regards,


JEFFREY ZELLNER
CITY ACCOUNTANT

2024 MAR 12 AM 9:05
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Budgetary Transfer Request Form

Department: Accounting

Date: 3/11/2024

Dollar Amount	Appropriation Accounts and Documentation	
	Increase/Decrease Account	Increase/Decrease Account
\$12,000.00	8340270 Water Meters & Parts Account Number	8340232 Pickup Truck Account Description

Explanation: In 2024, we are looking to bond money for the replacement of water meters in the system.

We will not be buying any new stock of water meters until the new program starts. This money will be transferred into the pickup truck budget line to purchase a \$40,000.00 box truck from D-Amorie Construction.

Please Check One

X	
Common Council Action	NO Common Council Action

 Department Head Signature	3/11/2024 Date
---	-------------------

Budgetary Transfer Policy


2.11 - Budgetary transfers can be initiated by a Department Head on his or her signature if all of the following criteria is met:

1. Transfer appropriations must be less than \$250.00
2. Transfer only between existing appropriation accounts within your Department Budget
3. Accumulated transfers made into any one appropriation account can not total more than \$250.00 within any fiscal year

2.21 - Budgetary transfers can be initiated by a Department Head through the Common Council if one of the following Criteria is met:

1. Transfer appropriations must be over \$250.00
2. Creation of a new appropriation account your budget

For Accounting Department Use Only

 Department of Accounting Audit	Common Council Meeting Date 3/19/24
---	--

Budgetary Transfer Request Form

Department: Accounting

Date: 3/11/2024

Dollar Amount	Increase (Decrease) Account	Appropriation Accounts and Documentation	(Increase) (Decrease) Account	Account Description
\$18,000.00	8340420	Repairs & Maintenance	8340232	Pickup Truck
	Account Number	Account Description	Account Number	Account Description


Explanation: We are transferring \$18,000.00 from repairs & Maintenance to Pickup Truck.

This will be used to purchase and replace a new box truck from D-Amorie Construction for \$40,000.00

This will lower our repairs and maintenance costs on vehicles. Last year we had \$17,175.97 remaining of the \$40,000.00 repairs and Maintenance Budget. This year the budget is \$45,000.00

Please Check One

<input checked="" type="checkbox"/> Common Council Action	<input type="checkbox"/> NO Common Council Action
---	---

 Department Head Signature	3/11/24 Date
---	-----------------

Budgetary Transfer Policy

2.11 - Budgetary transfers can be initiated by a Department Head on his or her signature if all of the following criteria is met:

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2.21 - Budgetary transfers can be initiated by a Department Head through the Common Council if one of the following Criteria is met:

1. Transfer appropriations must be over \$250.00
2. Creation of a new appropriation account your budget

For Accounting Department Use Only

3	Department of Accounting Audit	Common Council Meeting Date
		3/19/24

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

DEPARTMENT OF ACCOUNTING
CITY HALL
216 PAYNE AVENUE NORTH
TONAWANDA, N.Y. 14120

TELEPHONE: (716) 695-8545

FAX: (716) 695-8573

VII.3

March 14th, 2024

MAR 19 2024

Honorable Austin J. Tylec, Mayor
And Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with the City of North Tonawanda 2024 Capital Improvement Plan, please find a serial bond resolution in the aggregate amount of \$11,115,760 from our Bond Counsel, Harris Beach, LLP.

Accordingly, please have this resolution adopted by at least a two-thirds vote of the body and have it published in the official newspaper of the City, together with the legal notice of estoppel.

This resolution is for the 2024 Capital Projects that have been agreed upon by the department heads along with the Mayor.

Warm Regards,


JEFFREY ZELLNER
CITY ACCOUNTANT

RECEIVED
CITY CLERK'S OFFICE

2024 MAR 14 PM 3:37
NORTH TONAWANDA, NY

BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE "CITY") AUTHORIZING THE ISSUANCE OF \$11,115,760 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS

WHEREAS, the Common Council of the City of North Tonawanda (the "City") proposes to authorize the issuance of \$11,115,760 in serial bonds of the City to finance various public improvements and purposes, as described herein, appropriate funds for such purposes, and to make certain determinations in connection with such purposes; and

WHEREAS, all conditions precedent to the financing of each of the objects or purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act (collectively, "SEQRA"), have been performed and therefore no further action need be taken by the Common Council under SEQRA as a pre-condition to the adoption of this resolution; and

WHEREAS, the Common Council now wishes to appropriate funds for the various public improvements and purposes and to authorize the issuance of the City's bonds and bond anticipation notes to be issued to finance said appropriation.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The City is hereby authorized to issue \$257,500 principal amount of serial bonds pursuant to the provisions of the Local Finance Law (the "Law") to finance the estimated cost of certain improvements to the Live Hose Co. #4 building located at the intersection of Vandervoot Street and Goundry Street, consisting of the construction or reconstruction of the floor within the firehouse and including support beams and structural columns, and any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$257,500, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$257,500 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of Federal, State and local grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty-five (25) years, pursuant to subdivision 12(a)(1). of paragraph a. of Section 11.00 of the Law.

SECTION 2. The City is hereby authorized to issue \$51,500 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of a capital improvement plan to study the feasibility of future development in the Weatherbest Slip (Boathouse Park) area, including any appurtenant and incidental costs and expenses. It is hereby

determined that the maximum estimated cost of the aforementioned specific object or purpose is \$51,500, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$51,500 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of Federal, State and local grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 62(a)(2nd). of paragraph a. of Section 11.00 of the Law.

SECTION 3. The City is hereby authorized to issue \$315,695 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of acquiring various pieces of equipment for use at the Deerwood Golf Course, including any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$315,695, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$315,695 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 28. of paragraph a. of Section 11.00 of the Law.

SECTION 4. The City is hereby authorized to issue \$283,250 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of a capital improvement plan to conduct a city-wide “lead service line replacement inventory” as required by the United States Environmental Protection Agency, including any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$283,250, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$283,250 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 62(a)(2nd). of paragraph a. of Section 11.00 of the Law.

SECTION 5. The City is hereby authorized to issue \$312,863 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of a capital improvement plan to aid in determining future improvements to the City’s water distribution system, including preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$312,863, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$312,863 in serial bonds of the City authorized to be issued pursuant to this

resolution or bond anticipation notes issued in anticipation of such bonds, (ii) certain other funds of the City, and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivisions 62(a)(2nd). and 4. of paragraph a. of Section 11.00 of the Law.

SECTION 6. The City is hereby authorized to issue \$312,862 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of a capital improvement plan to aid in determining future improvements to the City's sanitary and storm sewer infrastructure, including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$312,862, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$312,862 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) certain other funds of the City, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivisions 62(a)(2nd). and 4. of paragraph a. of Section 11.00 of the Law.

SECTION 7. The City is hereby authorized to issue \$1,030,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of a capital improvement plan to study the feasibility of future development and/or expansion at the Niagara County Parks and Recreation Department located at 500 Wheatfield Street, including any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,030,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$1,030,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of Federal, State and local grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivisions 62(a)(2nd). and 12(a)(2). of paragraph a. of Section 11.00 of the Law.

SECTION 8. The City is hereby authorized to issue \$147,290 principal amount of serial bonds pursuant to the provisions of the Law to finance the construction of alterations and/or renovations to the City's Police Department located at 216 Payne Avenue, including any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$147,290, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$147,290 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and

collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty-five (25) years, pursuant to subdivision 12(a)(1). of paragraph a. of Section 11.00 of the Law.

SECTION 9. The City is hereby authorized to issue \$8,404,800 principal amount of serial bonds pursuant to the provisions of the Law to finance the construction of a replacement municipal swimming pool at Memorial Park, including the construction of a new pool house, related site improvements and any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$8,404,800, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$8,404,800 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of Federal, State and local grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 61. of paragraph a. of Section 11.00 of the Law.

SECTION 10. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. This resolution shall constitute a declaration of "official intent" to reimburse the expenditures as part of the projects described herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 11. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 12. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations, and of Section 21.00, Section 50.00, Section 54.90, Sections 56.00 through 60.00, Section 62.10 and Section 63.00 of the Law, the powers and duties of the Common Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents as to the sale and issuance of bonds herein authorized, including without

limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the City Clerk-Treasurer, the chief fiscal officer of the City. Further, in connection with bonds and bond anticipation notes issued under the authority of Sections 5 and 6 hereof, the power to contract with and sell bonds and bond anticipation notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Law and to approve the terms, form and content of such bonds and bond anticipation notes, consistent with the provisions of the Law, is hereby delegated to the City Clerk-Treasurer. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for any of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more other objects or purposes authorized by this resolution or other resolutions of the Common Council, then the power of the Common Council to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the City Clerk-Treasurer, as the chief fiscal officer of the City.

SECTION 13. The City Clerk-Treasurer is hereby further authorized to execute, on behalf of the City, a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific objects or purposes described in Sections 5 and 6 hereof, or a portion thereof, by a serial bond, and, or a bond anticipation note issue in the event of the sale of same to the New York State Environmental Facilities Corporation.

SECTION 14. The City Clerk-Treasurer is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 15. The City Clerk-Treasurer is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of any of the bonds or notes authorized by this resolution in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 16. The intent of this resolution is to give the City Clerk-Treasurer sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Common Council.

SECTION 17. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the constitution.

SECTION 18. This resolution shall take effect immediately upon approval by the Mayor and the City Clerk-Treasurer is hereby authorized and directed to publish the foregoing resolution in full, or a summary thereof, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the City (a) for such publication, and (b) for the publication of the notice of sale in connection with any bonds issued pursuant to this resolution.

[THE BALANCE OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

The following vote was taken and recorded in the public or open session of said meeting:

AYES: NAYS:

Frank DiBernardo, 2nd Ward / Council President
Robert Schmigel, 1st Ward Alderman
Joe Marranta, 3rd Ward Alderman
Joe Loncar, Alderman-at-Large
Joseph Lavey, Jr., Alderman-at-Large

The resolution was thereupon declared duly adopted by a vote of ____ ayes and ____ nays.

March 19, 2024

APPROVED BY:

Austin J. Tylec,
Mayor of the City of North Tonawanda
Date: March ____, 2024

STATE OF NEW YORK)
COUNTY OF NIAGARA) ss:

I, the undersigned City Clerk-Treasurer of the City of North Tonawanda, Niagara County, New York (the "City"), DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting City Clerk-Treasurer of the City and the custodian of the records of the City, including the minutes of the proceedings of the Common Council of the City, and am duly authorized to execute this certificate.

2. A regular meeting of the Common Council of the City (the "Common Council") was held on March 19, 2024, Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with the law for the purpose of recording the minutes of meetings of said Common Council. Attached hereto is a true and correct copy of a resolution duly adopted at said meeting and entitled:

BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF
NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE "CITY")
AUTHORIZING THE ISSUANCE OF \$11,115,760 IN SERIAL BONDS OF
THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS

3. Public Notice of the time and place of said meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Board had due notice of said meeting. The meeting was duly convened and held and that said Bond Resolution was duly adopted in all respects in accordance with the law and regulations of the City. To the extent required by law or said regulations, due and proper notice of the meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (2/3's of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

4. Following the adoption of said resolution, it was duly approved [or was deemed to have been approved] by the Mayor of the City on March____, 2024, in accordance with the requirements of Section 2.023 of the City's Charter and said resolution became effective upon such approval.

5. The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the City of North Tonawanda this ____ day of March, 2024.

CITY OF NORTH TONAWANDA

[SEAL]

By: _____
Donna Braun, City Clerk-Treasurer

ESTOPPEL NOTICE

The resolution, a summary of which is published herewith, has been adopted by the Common Council of the City of North Tonawanda on March 19, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of North Tonawanda, Niagara County, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Donna Braun, City Clerk-Treasurer
City of North Tonawanda

SUMMARY OF BOND RESOLUTION

Set forth below is a summary of said resolution adopted by the Common Council of the City of North Tonawanda on March 19, 2024.

1. The resolution is entitled “BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE “CITY”) AUTHORIZING THE ISSUANCE OF \$11,115,760 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS” and authorized serial bonds of the City for the following respective specific objects or purposes, including all the respective principal amounts, and the respective periods of probable usefulness (“PPU”), as indicated below:

(a) Bonds in the principal amount of \$257,500 to finance the estimated cost of certain improvements to the Live Hose Co. #4 building located at the intersection of Vandervoot Street and Goundry Street consisting of the construction or reconstruction of the floor within the firehouse including support beams and structural columns, and any appurtenant and incidental costs and expenses; PPU of 25 years;

(b) Bonds in the principal amount of \$51,500 to finance the estimated cost of a capital improvement plan to study the feasibility of future development in the Weatherbest Slip (Boathouse Park) area, including any appurtenant and incidental costs and expenses; PPU of 5 years;

(c) Bonds in the principal amount of \$315,695 to finance the estimated cost of acquiring various pieces of equipment for use at the Deerwood Golf Course, including any appurtenant and incidental costs and expenses; PPU of 15 years;

(d) Bonds in the principal amount of \$285,250 to finance the estimated cost of a capital improvement plan to conduct a city-wide “lead service line replacement inventory” as required by the United States Environmental Protection Agency, including any appurtenant and incidental costs and expenses; PPU of 5 years;

(e) Bonds in the principal amount of \$312,863 to finance the estimated cost of a capital improvement plan to aid in determining future improvements to the City's water distribution system, including preliminary and incidental costs related thereto; PPU of 40 years;

(f) Bonds in the principal amount of \$312,862 to finance the estimated cost of a capital improvement plan to aid in determining future improvements to the City's sanitary and storm sewer infrastructure, including any preliminary and incidental costs related thereto; PPU of 40 years;

(g) Bonds in the principal amount of \$1,030,000 to finance the estimated cost of a capital improvement plan to study the feasibility of future development and/or expansion at the Niagara County Parks and Recreation Department located at 500 Wheatfield Street, including any appurtenant and incidental costs and expenses; PPU of 15 years;

(h) Bonds in the principal amount of \$147,290 to finance the construction of alterations and/or renovations to the City's Police Department located at 216 Payne Avenue, including any appurtenant and incidental costs and expenses; PPU of 25 years; and

(i) Bonds in the principal amount of \$8,404,800 to finance the construction of a replacement municipal swimming pool at Memorial Park, including the construction of a new pool house, related site improvements and any appurtenant and incidental costs and expenses; PPU of 20 years.

2. Aggregate amount of Debt Obligations Authorized: up to \$11,115,760.

The resolution summarized herein shall be available for public inspection during normal business hours at the offices of the City Clerk-Treasurer, City of North Tonawanda, City Hall, 216 Payne Avenue, North Tonawanda, New York 14120.

City of North Tonawanda, New York
DEPARTMENT OF PUBLIC WORKS

758 Erie Avenue, North Tonawanda, New York 14120
(716) 695-8585



MAR 19 2024

March 13, 2024

Honorable Austin J. Tylec, Mayor
and Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, New York 14120

**Re: 2024 Concrete Sidewalk and Curb Replacement Contract
Award of Contract**

Dear Honorable Body:

On March 13, 2024, four (4) bids were received and opened by the City Clerk for the 2024 Concrete Sidewalk and Curb Replacement Contract. The results are as follows:

Total Base Bid:

1. Malvestuto Construction Inc.	\$384,480.00
2. Emerald Services of WNY, Inc.	\$511,280.00
3. Millennium Construction, Inc.	\$513,000.00
4. Bella Concrete Solutions LLC	\$560,000.00

The Engineering Department and DPW have reviewed the bid results and are recommending award of the Contract. Accordingly, I respectfully request that the Common Council award the 2024 Concrete Sidewalk and Curb Replacement Contract to Malvestuto Construction, Inc., 2043 Cayuga Drive Ext., Niagara Falls, NY 14304, at their low Base Bid amount of \$384,480.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.

Very truly yours,



Mark Zellner
Superintendent of Public Works

MZ:tjs

Cc: file
Edward Zebulske, City Attorney
Chelsea L. Spahr, P.E., City Engineer
Jeffery Zellner, City Accountant

RECEIVED
CITY CLERK'S OFFICE

2024 MAR 13 AM 11:58
NORTH TONAWANDA NY

NORTH TONAWANDA
Dept. of Youth, Recreation, Parks & Seniors

500 Wheatfield Street
North Tonawanda, NY 14120
Phone: (716) 695-8520
Fax: (716) 695-8533



March 13, 2024

MAR 19 2024

The Honorable Mayor Tylec and Common Council
216 Payne Avenue
North Tonawanda, New York 14120

2024 MAR 18 PM 12:25
NORTH TONAWANDA NY

Dear Mayor Tylec and Common Council,

RECEIVED
CITY CLERK'S OFFICE

Our department is respectfully asking for approval to enter into an advertising and marketing program with Cumulus Radio Station Group (97 Rock, 104.1 WHTT, Sports Radio 1270 The Fan, 103.3 The Edge) for the purpose of advertising and increasing the exposure of Deerwood Golf Course to the public. Details of the agreement can be seen below:

Per the agreement, Deerwood Golf course listed on their Cumulus Club House Card which gives purchasers one complimentary round of golf with cart. Deerwood would commit to honor and redeem 250 cards in exchange for:

- 1. Bank of commercials:** Each course will receive a bank of :30 commercials to use on any Cumulus Buffalo radio station at their discretion April 2024 –December 2024. Your commercial bank is valued at 50% the value of your round of golf with cart x 250 rounds. (Example: if your round of golf with cart is \$40, then $\$40 \times 250 \text{ cards} = \$10,000/2 = \$5,000$ commercial schedule).
- 2. Promotional Mentions** through a series of (:30) promotional commercials on all four Cumulus Buffalo Radio Stations and promotional information on each radio station's website, golf lovers will be encouraged to purchase the Western New York Golf Card.
- 3. On-Air Interview on the station of your choice**
- 4. "Signature Hole" Video** (optional) allow our station personalities to play your course and they will shoot, produce and post (on station social media and website) a video of their foursome playing your signature hole during the '24 season.
- 5. New golfers** to your course that may have never experienced or visited!
- 6. Web presence** in three key areas: -Sweet Deals is a prominent brand in key areas on each of our website home pages-Sweet Deal homepage for the week of your deal-Deal Detail page with marketing for your course, amenities, hours of operation, address, phone number and link to your website
- 5. Email Blast** of the golf card "on-sale now" to our Sweet Deals database

6. Golfer Database (if requested) of those that purchased the card –name, address and email

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Alex Domaradzki', written in a cursive style.

Alex Domaradzki
Director of Youth, Recreation, Parks & Seniors

City of North Tonawanda

DONNA L. BRAUN
City Clerk-Treasurer
dbraun@northtonawanda.org

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
Fax: (716) 695-8557

XXV.
RECEIVED
CITY CLERK'S OFFICE

3/6/2024

Honorable Mayor & Common Council
216 Payne Avenue
North Tonawanda, NY 14120

2024 MAR 8 AM 11:36
NORTH TONAWANDA NY
MAR 19 2024

Dear Sirs:

The status of the City of North Tonawanda accounts is reflected by this cash statement for the month of February 2024.

General Fund

Balance Fwd - Checking	1,626,971.88
Balance Fwd - Money Market	1,610,622.70
Investments	0.00
Receipts for the month	2,081,541.81
Warrants Drawn	(2,445,231.18)
	<u>\$2,873,905.21</u>

Sewer Fund

Balance Fwd - Checking	46,845.88
Balance Fwd - Money Market	19,032.83
Investments	0.00
Receipts for the month	469,823.64
Warrants Drawn	(337,469.04)
	<u>\$198,233.31</u>

Water Fund

Balance Fwd - Checking	826,454.62
Balance Fwd - Money Market	1,249,969.58
Investments	0.00
Receipts for the month	314,483.58
Warrants Drawn	(263,532.72)
	<u>\$2,127,375.06</u>

Trust & Agency Fund

Balance Fwd - Checking	438,343.97
Receipts for the month	57,464.82
Warrants Drawn	(45,359.77)
	<u>\$450,449.02</u>

Capital Construction Fund

Balance Fwd - Checking	2,929,021.05
Balance Fwd - Money Market	8,152,728.18
Investments	0.00
Receipts for the month	72,503.27
Warrants Drawn	(476,442.27)
	<hr/>
	\$10,677,810.23

Community Development Fund

Balance Fwd - Checking	16,436.56
Receipts for the month	0.00
Warrants Drawn	0.00
	<hr/>
	\$16,436.56

Rental Assistance Fund

Balance Fwd - Checking	0.00
Receipts for the month	314,886.00
Warrants Drawn	(314,886.00)
	<hr/>
	\$0.00

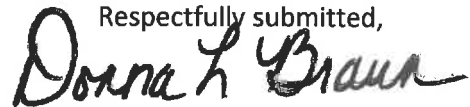
Housing Rehabilitation Fund

Balance Fwd	1,483.36
Receipts for the month	0.58
Warrants Drawn	0.00
	<hr/>
	\$1,483.94

Home Rehabilitation Fund

Balance Fwd	40,683.56
Receipts for the month	0.00
Warrants Drawn	0.00
	<hr/>
	\$40,683.56

Respectfully submitted,



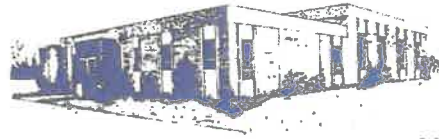
Donna L. Braun
City Clerk-Treasurer

CFO, A.

Sweeney Hose Company, Inc. No. 7

125 YEARS OF DEDICATION AND SERVICE 1894-2019

P.O. BOX 30 • 499 ZIMMERMAN STREET • 716-694-0777 • NORTH TONAWANDA, NEW YORK 14120-0030



MAR 19 2024

March 10, 2024

North Tonawanda City Hall

Attn: NT Common Council

CC: Fire Chief Joseph Sikora

216 Payne Ave

North Tonawanda, NY 14120

Dear Honorable Council,

The Sweeney Hose Fire Company # 7 has expelled the following members from it's roster:

Mathew Black

Kyle Garrison

Please update accordingly the official roster kept within the City of North Tonawanda records.

Sincerely,

Daniel D. Schmidt
Sweeney Hose Secretary

2024 MAR 11 AM 11:00
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Lori Swartz

CFO. B

From: Natalie Brown <nataliebrown628@gmail.com>
Sent: Wednesday, February 28, 2024 12:12 PM
To: Donna Braun; Lori Swartz
Subject: Letter to NT Council: Please add to agenda THANK YOU!

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

MAR 19 2024

Please add this request to the next Council meeting Agenda.

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

Dear Common Council Members,

My name is Natalie Brown. I own and manage the Project 308 Gallery located at 308 Oliver Street in North Tonawanda. I am requesting Oliver Street to be closed from Robinson St. to Schenck Street (one block) on **Saturday, August 3, 2024 from 9am -5pm** for the 9th Annual Oliver Street Art Festival. I am excited to bring the art festival to the neighborhood for its ninth year!

As we've done in the past, I'd like to showcase the work of over 80 artist vendors while attendees enjoy live music all day, food trucks and activities for kids. As I've done in the past, I plan to reach out to local community groups to showcase like the Oliver Street Merchants Association, the Old Chapel Antique Store and more. The community not only expects the festival each year, but they also enjoy how the festival livens up the neighborhood for a day.

Allowing me to close the street to host the festival is the first step towards a successful and fun event for the community. Please feel free to contact me with questions at the number below. Thank you for your time and consideration.

Sincerely,

Natalie Brown
Project 308 Gallery
308 Oliver Street
North Tonawanda, NY 14120
716-523-0068
Nataliebrown628@gmail.com

--
Natalie Brown
716-523-0068

2024 FEB 28 PM 12:23
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

CFO.C

RECEIVED
CITY CLERK'S OFFICE

2024 FEB 29 PM 3:57
NORTH TONAWANDA NY

February 26th, 2024

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



MAR 19 2024

Dear Honorable Body,

The City of North Tonawanda Community Development Department and Parks and Recreation Department is assisting the North Tonawanda Botanical Gardens Organization (NTBGO) with the preparation of a funding application to the Niagara River Greenway Commission Parks, Recreation and Tourism Ad Hoc Committee.

The NTBGO is seeking \$98,000 from the Niagara River Greenway Commission Parks, Recreation & Tourism Ad Hoc Committee to complete Phase 1 of the Green Infrastructure project at 1825 Sweeney Street in the City of North Tonawanda. Phase 1 includes the entranceway construction and professional engineering services for all phases of the project.

Upon completion of this project, it will assist in the implementation of the NTBGO Master Plan by redesigning the gateway for entering and exiting the park, with a monument wayfinding sign to identify public access to the waterfront. This will provide a critical connection to the extension of the Erie Canalway Bicycle Path project, which intersects with the parking lot entrance on Sweeney Street.

This project meets the goals of the Niagara River Greenway Plan, as well as the City's revitalization goals for the waterfront as it will increase public access, increase connectivity, boost visitation, and maintain the ecological integrity of our waterfront. Additionally, this project will leverage past NTBGO efforts including the living shoreline project and the recently rebuilt boat launch project.

I am kindly requesting that the North Tonawanda Common Council authorize the North Tonawanda Botanical Gardens Organization to submit a funding request to the Niagara River Greenway Commission Parks, Recreation and Tourism Ad Hoc Committee and provide a certified municipal resolution to include with our application.

If you have any questions, please do not hesitate to contact me at 716-949-1295

Sincerely,

David Conti

President

Where as, the Parks, Recreation & Tourism Ad Hoc Committee is accepting funding applications for their open round of 2024 funding, with the purpose of providing organizations with financial assistance for waterfront revitalization projects; and

Where as, the North Tonawanda Botanical Garden Organization is seeking to apply for a \$98,000 Parks, Recreation & Tourism Ad Hoc Committee grant to acquire funding for Phase 1 of the Green Infrastructure Project at the North Tonawanda Botanical Garden. Phase 1 includes the entrance construction and professional engineering services.

Where as, the funding application meets the goals of the City's waterfront revitalization plans as well as the North Tonawanda Botanical Garden Organization Master Plan; and

Now, therefore, be it resolved, that the North Tonawanda Common Council fully supports the North Tonawanda Botanical Garden Organization in putting forth a \$98,000 funding application to the Parks, Recreation & Tourism Ad Hoc Committee and that the project is consistent with the City's waterfront revitalization plans, that the proposed funding request is appropriate for the project, and that the project facilitates both effective and efficient use of public resources to promote waterfront accessibility and the preservation of community resources.

Be it further resolved, that the North Tonawanda Common Council hereby authorizes the North Tonawanda Botanical Garden Organization to sign and submit a grant application request in an amount of \$98,000 to the Parks, Recreation & Tourism Ad Hoc Committee.

In the event that North Tonawanda Botanical Garden Organization, Inc ceases to complete engineering, construction and maintenance of Phase 1 of the Green Infrastructure Project at the North Tonawanda Botanical Garden located at 1825 Sweeney Street, North Tonawanda, New York, at the Botanical Garden, the City of North Tonawanda will take over the completion of engineering, construction and maintenance of said entrance project.



CFO. J

3/5/2024

Common Council
City Hall-Main Floor
216 Payne Avenue
North Tonawanda, NY 14120

MAR 19 2024

Greetings Common Council Members,

The Herschell Carrousel Factory Museum is asking the council to approve the use of public facilities and the closing of a public street for the fourth annual Classics at the Carrousel fundraiser car show Saturday, July 20th from 11am-3pm. The museum is seeking the use of Heritage Park and Felton Field and closing Thompson Street from Lincoln Avenue to Vandervoort Street for the duration of the event.

This will be the fourth edition of the Classics at the Carrousel Car Show, and the second year asking for the closure of the street. The closing of the street offers the public a safer venue to view all of the vehicles located in Heritage Park and Felton Field. Last year we received 88 vehicles for the event, and are expecting over 100 this year. By closing the street to only local traffic, we created a safer environment for the public visiting the event. We are seeking barriers from the Department of Public Works and Auxiliary Police to man these barriers during the event (11am-3pm). After approval, I will work with these groups for the event.

The Classics at the Carrousel is a large fundraising event for the museum, raising over \$6,000 last year. The event includes: a car show with prizes, music, a 50/50 raffle, a basket raffle, and food trucks. The event is free to the public to attend, and it is \$20 per vehicle to participate in the show. Last year's attendance was double previous years at approximately 500 people. We expect similar crowds for this year's event. Neighbors have been informed of previous iterations, and only have parking concerns. The museum will continue to place signs up at the parking spots on Heritage Park and Lincoln Avenue, stating it is not event parking. We already have an agreement with Monarch Kitchen Design to use their parking lot for visitor parking on the day of the event. With these plans in place, we are confident that the event will be a successful event for the public, the museum, and the city.

Sincerely,

Ian K. Seppala

2024 MAR 6 AM 10:06
NORTH TONAWANDA NY

CFO.E

March 4, 2024

North Tonawanda City Clerk & Common Council
216 Payne Avenue
North Tonawanda, NY 14120

MAR 19 2024

cc: Donna Braun, City Clerk
North Tonawanda Common Council
Frank DiBernardo, Council President, Second Ward Alderman
Robert Schmigel, First Ward Alderman
Joseph Lavey, Jr., Third Ward Alderman
Joe Loncar, Alderman at Large
Joe Marranta, Alderman at Large

RE: Carnegie Art Spree! Festival Street Closure Request August 17-18, 2024

To the City of North Tonawanda Common Council,

The staff and Board at the Carnegie Art Center are requesting your approval for street closures in the boundaries of Sweeney Street, Webster Street (Tremont to Renaissance Bridge block), and the Renaissance Bridge for the second year of a local art festival on the dates of Saturday, August 17 and Sunday, August 18, 2024 from 7am-5pm. Last year saw over 60 artists participate and news coverage in Buffalo Rising, Ken-Ton Bee, WGRZ, Spectrum News, and WIVB. The Carnegie Art Spree! Festival will be a juried art festival showcasing local artists with booth spaces and highlighting the Downtown District of North Tonawanda. Appropriate insurance riders for this event have been priced and will be purchased after final approval from the Common Council. We are coordinating with the City of Tonawanda to have this event continue across the Renaissance Bridge along Main Street. In addition, the Carnegie Art Center is proposing to pay the City of North Tonawanda a fee of up to \$4,000 to offset DPW, police, and emergency services coverage based on hours recorded.

The purpose of the Carnegie Art Center is to sponsor, promote and encourage the development of visual and performing arts. The organization provides educational and cultural enrichment to the Western New York region. Like many volunteer based non-profits, the Carnegie has seen steep declines in revenue. The Carnegie Art Spree! Festival will help bolster our mission and serve as a much needed fundraiser for our programming, operations, and long term goals of sustainable business practices.

Your approval will help support our mission, underscore the importance of and commitment to the arts in North Tonawanda, and emphasize our local business and historic district downtown. Thank you for your time.

With appreciation,

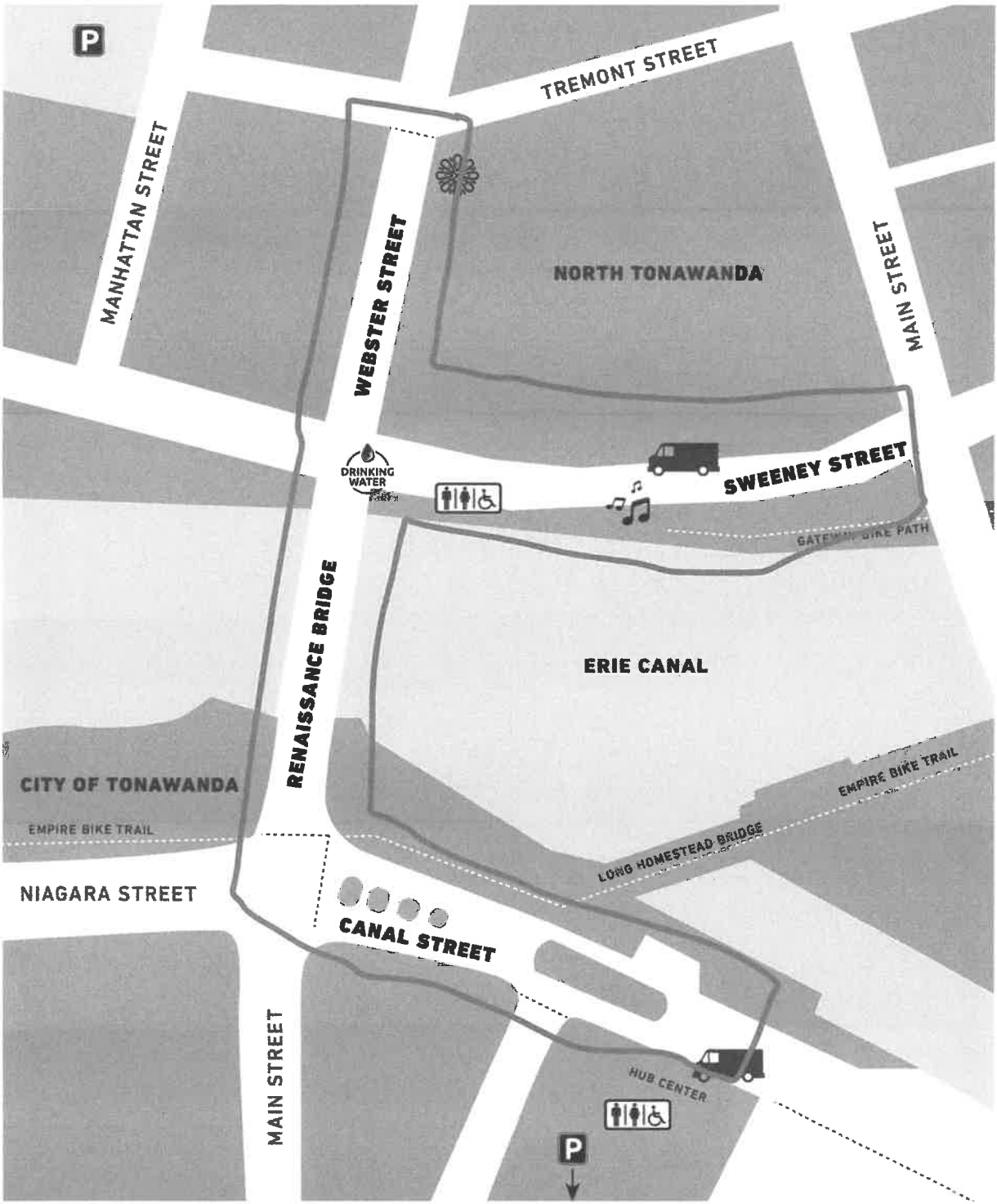
Sincerely,



Kristin Derby
President, Carnegie Art Center

2024 MAR 11 AM 9:49
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE



P

TREMONT STREET

MANHATTAN STREET

MAIN STREET

NORTH TONAWANDA

WEBSTER STREET

SWEENEY STREET

DRINKING WATER



GATEWAY BIKE PATH

ERIE CANAL

CITY OF TONAWANDA

EMPIRE BIKE TRAIL

EMPIRE BIKE TRAIL

NIAGARA STREET

LONG HOMESTEAD BRIDGE

RENAISSANCE BRIDGE

CANAL STREET

MAIN STREET

HUB CENTER

P



CFD. F.

MAR 19 2024

Date: March 12, 2024

Honorable Mayor and Common Council

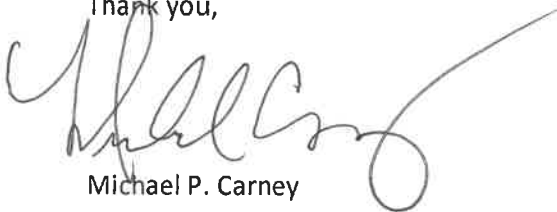
216 Payne Avenue

North Tonawanda NY 14120

Dear Honorable Body:

I am requesting to be appointed a Commissioner of Deeds for the City of North Tonawanda.

Thank you,



Michael P. Carney

407 Bennett Street

North Tonawanda NY 14120

Phone: (716) 694-9274

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