

I.1 Mayor

January 31, 2022

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

Re: Appointment and Extension of Appointments – Housing Authority Board

Dear Honorable Body,

Please be advised, our office is properly aligning the terms of our North Tonawanda Housing Authority Board members. Due to improper appointment terms, we are amending the existing terms as follows:

1. Suzanne Hempel for a term to end January 31, 2026.
2. Lyle Dewiel for a term to end January 31, 2025.
3. Mark Berube for a term to end January 31, 2024.

The terms of the following members have expired or do not follow proper appointment terms and end at the close of business on January 31, 2022:

1. Michael Carney, 407 Bennett Street, North Tonawanda, NY 14120
2. William Paton, 55 5th Avenue, North Tonawanda, NY 14120

Please be advised, I am appointing the following new members to the North Tonawanda Housing Authority Board:

1. Colleen Osborne, 377 Roncroff Drive, North Tonawanda, NY 14120 for a five (5) year term effective February 1, 2022 expiring January 31, 2027.
2. Angela Johnson, 861 Thomas Fox Drive West, North Tonawanda, NY 14120 for a one (1) year term effective February 1, 2022 expiring January 31, 2023.

Moving forward, future appointments or reappointments will follow a five-year term so every year there is only one member expiring. Thank you for your attention to this matter.

**Austin J. Tylec
Mayor**

MOVED by Alderman Pecoraro **SECONDED** by Alderman DiBernardo
That the Common Council hereby receives and files the amended reappointments to the Housing Authority Board as follows:

1. Suzanne Hempel for a term to end January 31, 2026.
2. Lyle Dewiel for a term to end January 31, 2025.
3. Mark Berube for a term to end January 31, 2024.

And the Common Council hereby receives and files the appointments of the following to the Housing Authority Board:

1. Colleen Osborne, 377 Roncroff Drive, North Tonawanda, NY 14120 for a five (5) year term effective February 1, 2022 expiring January 31, 2027.
2. Angela Johnson, 861 Thomas Fox Drive West, North Tonawanda, NY 14120 for a one (1) year term effective February 1, 2022 expiring January 31, 2023.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
Nays: None (0)
CARRIED.

Due to the improper appointment of terms, we are amending the term of Kenneth Braun, 175 Lincoln Avenue, North Tonawanda, NY 14120 to expire on December 31, 2023.

In addition, I am appointing Scott Kuebler, 220 Tremont Street, North Tonawanda, NY 14120 to fill the vacancy left by Mitchell Dreier. Mr. Dreier was hired by the Building/Code Department effective January 26, 2022 and resigned from his position on this committee.

Scott Kuebler will complete the vacated term effective February 4, 2022 and expire on December 31, 2024.

Thank you for your attention to this matter.

Respectfully,
Austin J. Tylec
Mayor

MOVED by Alderman DiBernardo **SECONDED** by Alderman Pecoraro
That the Common Council hereby amends the term of Kenneth Braun, 175 Lincoln Avenue, North Tonawanda, NY 14120 to expire on December 31, 2023 for the Zoning Board of Appeals and receives and files the appointment of Scott Kuebler, 220 Tremont Street to the Zoning Board of Appeals effective, February 4, 2022 till December 31, 2024.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro

(5)

Nays: None

(0)

CARRIED.

III.1 Clerk-Treasurer

February 3, 2022

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

Dear Honorable Mayor and Common Council:

Please be advised that I have received payment in full for back City, School and County taxes, per their tax agreement with the City, for the following parcel:

176.17-2-40 1183 Payne Avenue Foster

Therefore, please pass the necessary resolution withdrawing this parcel from the appropriate In Rem foreclosure proceeding.

Thank you for you cooperation.

Very truly yours,
Denise Proefrock
Assistant City Treasurer

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
That the Common Council hereby approves the removal of the following parcel:

176.17-2-40 1183 Payne Avenue Foster

From the appropriate In Rem foreclosure proceeding for payment in full of City, School, and County taxes. Subject to review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro

(5)

Nays: None

(0)

CARRIED.

III.2 Clerk-Treasurer

Date: February 7, 2022
To: Mayor/Common Council
From: Donna L. Braun - City Clerk/Treasurer

Subject: Standard Work Day and Reporting Resolution – 2022

New Regulation 315.4 outlines additional reporting requirements for elected or appointed officials and more clearly defines the process for reporting time worked by those officials.

This regulation became effective August 12, 2009.

I offer the following resolution for your consideration:

BE IT RESOLVED, that the City of North Tonawanda hereby establishes the following as standard work days for elected and appointed officials and will report (see attached) the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these Officials to the Clerk of this body.

Sincerely,
Donna L. Braun
 City Clerk-Treasurer

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
 That the Common Council at a regular session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 PM on February 15, 2022 the following resolution was passed and reads as follows:

BE IT RESOLVED, that the City of North Tonawanda hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these Officials to the Clerk of this body:

2022 Elected/ Appointed Work Schedule City of North Tonawanda New York

ELECTED OFFICIALS:

<u>TITLE</u>	<u>NAME</u>	<u>STANDARD WORKDAY</u>	<u>TERM BEGINS/ENDS</u>	<u>PARTICIPATES IN TIME KEEPING</u>	<u>DAY/MONTH</u>
Mayor	Austin J. Tylec	7	01/01/22 – 12/31/25	Y	20
Clerk-Treasurer	Donna L. Braun	7	01/01/22 – 12/31/23	Y	20
Attorney	Edward Zebulske III	7	01/26/22 – 12/31/22	Y	20
2 nd Ward Alderman	Frank DiBernardo	6	01/01/22 – 12/31/23	N	20
Alderman at Large	Robert E. Pecoraro	6	01/01/20 – 12/31/23	Y	20
Alderman at Large	Joe Loncar	6	01/01/22 – 12/31/25	N	20
3 rd Ward Alderman	Joseph Lavey Jr.	6	01/01/22 – 12/31/23	N	20
1 st Ward Alderman	Robert Schmigel	6	01/01/22 – 12/31/23	N	20

APPOINTED OFFICIALS

Adm. Assistant Mayor's Office	Angela Johnson	7	01/01/22 – 12/31/25	Y	20
Asst. City Attorney	Nicholas B. Robinson	6	02/07/17 – 12/31/22	Y	20

02-15-2022

Zoning Board	Kenneth Braun	6	01/01/19 – 12/31/23	Y	3
Planning Board	Thomas Jaccarino	6	01/01/20 – 12/31/26	Y	3

Donna L. Braun
City Clerk-Treasurer

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
Nays: None (0)
CARRIED

III.3 Clerk-Treasurer

February 8, 2022

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

Re: Volunteer Fire Companies Fundraising 2022

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 2022.

I thank you in advance for your anticipated cooperation.

Sincerely,
Donna L. Braun
City Clerk-Treasurer

MOVED by Alderman Pecoraro **SECONDED** by Alderman DiBernardo
That the Common Council hereby approves of Columbia Hook & Ladder #1, Sweeney Hose Co. #7, Rescue Co. #5, Gratwick Hose Co. #6, Live Hose Co. #4, and Active Hose Co. #2 to run their respective fundraisers for 2022.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
Nays: None (0)
CARRIED

III.4 Clerk-Treasurer

February 7, 2022

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

Dear Honorable Mayor and Common Council:

Attached you will find the Cash Statement of all accounts for the end of year 2021, to be received and filed.

Respectfully,
Donna L. Braun
City Clerk-Treasurer

MOVED by Alderman DiBernardo **SECONDED** by Alderman Lavey
That the Common Council hereby receives and files the attached Cash Statement of all accounts for the end of year 2021.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED

VII. Accountant

February 10, 2022

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

Dear Honorable Body:

In accordance with Article V, Division 1, Section 5.002 and 5.003 of the City Charter, an Abstract Sheet, comprised of a Warrant of Claims, has been submitted by this office for your review and approval.

Accordingly, please authorize for payment the current Warrant of Claims for Common Council audit, dated February 15th, 2022, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm regards,
Jeffrey R. Zellner
City Accountant

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated February 15, 2022, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$373,605.60
02	Water Fund	35,514.18
04	Sewer Fund	66,991.39
07	Trust & Agency Fund	<u>3,656.25</u>
00	Final Total	\$ <u>479,767.42</u>

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED.

XIV. Youth, Recreation, Parks & Seniors

February 1, 2022

The Honorable Mayor Tylec
And Common Council
216 Payne Avenue

North Tonawanda, NY 14120

Dear Mayor Tylec and Common Council,

In partnership with the North Tonawanda Botanical Garden Organization, we are requesting the Council approve the attached amendment to the original Local Waterfront Revitalization Program adopted by New York State. This amendment includes the inclusion of the most recent Botanical Gardens Master Plan.

In discussion with the grant writers, and with New York State representatives along with NTBGO board members, approving this amendment into the originally approved LWRP would be the most practical way to enhance any grant applications for future projects at our Botanical Gardens that NTBGO or our department would apply for to fund facility improvements through the NYS Consolidated Funding Application Program. Before the New York State can review and approve the amendment they require approval at the local level from the City's governing agency.

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

MOVED by Alderman Pecoraro **SECONDED** by Alderman Lavey
That the Common Council hereby approves the attached amendment to the original Local Waterfront Revitalization Program adopted by New York State that includes the inclusion of the most recent Botanical Gardens Master Plan.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
Nays: None (0)
CARRIED.

XXV. Monthly Reports

.1 Senior Citizen Center .2 Clerk-Treasurer

MOVED by Alderman DiBernardo **SECONDED** by Alderman Lavey
That the Common Council hereby receives and files the aforementioned Monthly Reports.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
Nays: None (0)
CARRIED.

XXXII. Community Development

February 7, 2022

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

Re: Community Development Block Grant Program – Request for Required Public Hearings

Dear Honorable Body,

In consideration of two possible applications to the New York State Office of Community Renewal Community Development Block Grant (CDBG) Economic Development program, per CDBG regulations, the City of North Tonawanda is required to hold a public meeting to discuss CDBG activities and the potential application. The hearing must be held at a meeting with a quorum of the Common Council.

I would like to formally request authorization to hold two required public meetings for the Community Development Block Grant (CDBG) program to be held on Tuesday March 1st, at 6:00PM for Dockside Bar & Grill's CDBG application and on Tuesday March 1st, at 6:15PM for the CDBG Microenterprise program. Both meetings will be held in the Common Council chambers immediately preceding the regularly scheduled Common Council meeting.

Thank you for your time and consideration.

Kindest regards,
 Laura Wilson
 Dir. Community Development

MOVED by Alderman DiBernardo **SECONDED** by Alderman Pecoraro
 That the Common Council hereby grants permission for Community Development to hold two required public meetings for the Community Development Block Grant (CDBG) program on Tuesday March 1st, at 6:00PM for Dockside Bar & Grill's CDBG application and on Tuesday March 1st, at 6:15PM for the CDBG Microenterprise program.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED.

COMMUNICATIONS FROM OTHERS

A.
Historical Society of the Tonawandas

January 28, 2022

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

Attn: Common Council

The Historical Society of the Tonawandas requests the use of the Common Council Room for their March 9, 2022 Program Meeting from 6:00 pm to 9:00 pm. This is an educational program focused on history of the Twin Cities open to our members and the public.

Our speaker that evening will be Val Cronin, a resident of North Tonawanda and member of the Chamber of Commerce, who will be giving a talk on the suffragettes' movement in the Tonawandas of late 1800s to early 1900s.

The program is followed by a social gathering with coffee, tea, water and cookies provided by Society members.

We anticipate between 30-40 members and others will be attending.

We have been grateful in the past for the use of your facilities and hope that you will approve our request at this time, as we all try to move toward normalizing our endeavors.

Yours truly,
 Jill E. Townson
 Program Committee Chair

MOVED by Alderman Pecoraro **SECONDED** by Alderman DiBernardo
 That the Common Council hereby grants permission for the Historical Society of the Tonawandas to hold a Program Meeting in the Common Council room on Wednesday, March 9, 2022 from 6:00 pm to 9:00 pm.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

B.
Canal Fest of the Tonawandas

February 9, 2022

**North Tonawanda City Hall
 216 Payne Avenue
 North Tonawanda, NY 14120**

Honorable Common Council:

Thank you for allowing Rick and I the time at the workshop meeting last night. As discussed in order to continue with planning for the Canal Fest 2022 we need a letter of support from the city allowing us to request to the State and the State DPW permission to close Main Street truck route in North Tonawanda for the week from Sunday July 17 to Sunday July 24th, 2022. This is a very important step for us to continue the planning of the event. Canal Fest is very important to non for profits in the twin cities and with us not being able to have the event over the 2 years has hurt these non for profits.

I would also like to schedule a meeting with the council to firm up city approval of the event so we can secure our sponsors. We have in the past always did this in February in years past and then worked out the contract. I understand there are some concerns.

Thank you again for your time and hope to be hearing from you soon.

Best regards,
 Peter Chenier
 President of the Canal Fest of the Tonawandas

MOVED by Alderman Lavey **SECONDED** by Alderman Pecoraro
 That the Common Council hereby supports the Canal Fest of the Tonawandas in requesting from New York State and the State DPW to close off Main Street truck route from Sunday July 17, 2022 thru Sunday July 24, 2022 for Canal Fest week.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

LATE COMMUNICATION

MOVED by Alderman Pecoraro **SECONDED** by Alderman Lavey
 Communication was tabled and not brought to the floor.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

AUDIENCE PARTICIPATION

Rich Madej, 499 Witmer Road – Wants to know the progress on Witmer Road and the drainage issues. Alderman Schmigel and the Mayor are looking into it along with the City Engineer.

Darlene Bolsover, 1337 Sweeney St. – Has concerns about the State ditch on Sweeney St. with the new development.

Joe Midura, 115 10th Ave. – Asking the Mayor about his newsletter.

BJ VanDewater, 1098 Nash Rd – Said that he likes to follow the Facebook pages it keeps him informed.

Peter Chenier, 1666 Eddy Dr. – Thanked the Council and the Mayor, also the DPW and city workers, really appreciates them.

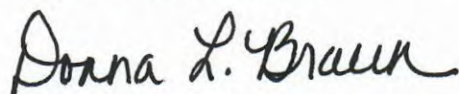
Mike Koenig, 196 S. Meadow Drive – Wanted to thank the DPW and Police and Mark Zellner – Great Job!!

ADJOURNMENT

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

Time of Adjournment: 7:35 P.M.

Respectfully submitted,



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