

**TO: Honorable Mayor & Common Council
Aldermen Schmigel, DiBernardo, Lavey, Loncar, Pecoraro**

FROM: Donna L. Braun, City Clerk-Treasurer

RE: Agenda for Regular Session TUESDAY, JANUARY 4, 2022 6:30PM

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

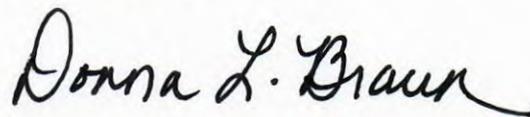
COMMUNICATIONS FROM CITY OFFICIALS

- I.1 Mayor - Re: Appointment of Angela Johnson as Administrative Assistant**
- I.2 Mayor - Re: Appointment of Edward Smolinski to the Zoning Board of Appeals**
- I.3 Mayor - Re: Reappointment of Joseph Sikora, Robert Frank and Dennis Grinnell and the Appointment of Robert Brennan to the Traffic Safety Committee**
- I.4 Mayor - Re: Reappointment of Suzanne Needler to the Board of Assessment Review**
- I.5 Mayor - Re: Reappointment of Joseph Fonzi, Andrew Klettke and Erin Robinson to the Historic Preservation Commission**
- I.6 Mayor - Re: Appointment of Ann Murphy as the City Historian**
- I.7 Mayor - Re: Appointment of Brian Wudyka and Bingo Inspector**
- I.8 Mayor - Re: Appointment of Christian Del Prince as the North Tonawanda City Market Clerk**

- I.9 Mayor - Re: Appointment of Maureen Harding to the Planning Board of Commission
- I.10 Mayor - Re: Appointment of Rudolf Wolf and Daniel Ohrum to the Plumbing Board
- I.11 Mayor - Re: Appointment of Tim Martin and Emily Root to the Waterfront Commission
- III. Clerk-Treasurer - Re: Approval of the 2022 Agreement between the City of North Tonawanda and NiaCAP
- V.1 Supt. Water/Wastewater - Re: Approval of Payment Applications for WTP Generator Replacement Project (EFC – Funding Disbursement #10)
- V.2 Supt. Water/Wastewater - Re: Approval of Payment Applications for WWTP Phase 1 Upgrade Project (EFC – Funding Disbursement #16)
- VII. Accountant - Re: Payment of the Abstract of Claims Dated January 4, 2022
- XVII. Traffic Safety - Re: Various Traffic Safety Recommendations from their December meeting

- XXV. Monthly Reports
- .1 Police Department

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer

11

JAN 04 2022

December 20, 2021

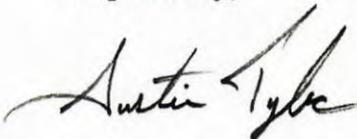
North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

Re: Appointment of Administrative Assistant

Dear Honorable Body:

Please be advised that I am appointing Angela Johnson, 861 Thomas Fox Dr West, North Tonawanda NY 14120, as my Administrative Assistant effective January 1st, 2022.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 20 PM 12:31
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

I.2

JAN 04 2022

December 21, 2021

North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

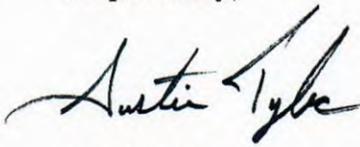
Re: Appointment to The Zoning Board of Appeals

Dear Honorable Body:

Please be advised that I am appointing Edward Smolinski, 1097 Sweeney St, North Tonawanda NY 14120 to The Zoning Board of Appeals for a term of (5) five years effective January 1, 2022 and expiring on December 31, 2026.

In addition, Per the North Tonawanda City Charter, Section 103-18 Board of Appeals, I hereby designate Smolinski as Chairman of the Zoning Board of Appeals effective January 1, 2022.

Respectfully,



Austin Tylec
Mayor-Elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

I.3

JAN 04 2022

December 29, 2021

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

Re: Appointments to the North Tonawanda Traffic Safety Committee

Dear Honorable Body:

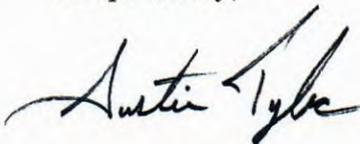
Please be advised that I am re-appointing the following individuals for the following terms on the Traffic Safety Committee:

1. Joseph Sikora, 522 Homestead Dr, North Tonawanda, NY 14120, effective January 1, 2022 for a term of two (2) years, and expiring December 31, 2024.
2. Robert Frank, 316 Brentwood Dr, North Tonawanda, NY 14120, effective January 1, 2022 for a term of two (2) years, and expiring December 31, 2024.
3. Dennis Grinnell, 916 W Thomas Fox Dr, North Tonawanda, NY 14120, effective January 1, 2022 for a term of two (2) years, and expiring December 31, 2024.

I am also appointing Robert Brennan, 333 Daniel Dr, North Tonawanda, NY to the Traffic Safety Committee to complete the term of Mark Daigler, effective January 1, 2022, and expiring December 31, 2022.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

I.4

JAN 04 2022

December 29, 2021

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

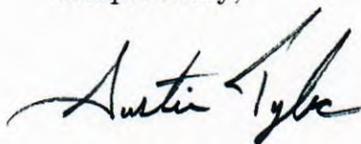
Re: Re-Appointment to North Tonawanda Board of Assessment

Dear Honorable Body:

Please be advised that I am re-appointing Suzanne Needler, 1649 Fillner Ave, North Tonawanda, NY 14120 to the Board of Assessment Review, effective January 1, 2022 for a term of (6) six years, expiring December 31, 2027.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

L-5

JAN 04 2022

December 29, 2021

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

Re: Re-Appointment of Historic Preservation Commissioners

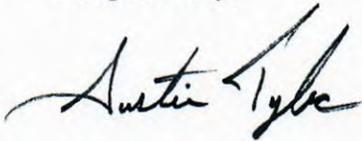
Dear Honorable Body:

Please be advised that I am re-appointing the following individuals to the North Tonawanda Historic Preservation Commission for the following terms:

1. Joseph Fonzi, 609 Christiana St, North Tonawanda, NY 14120, effective January 1, 2022, for a term of three (3) years, expiring December 31, 2024.
2. Andrew Klettke, 49 Dean Dr, North Tonawanda, NY 14120, effective July 31, 2021, for a term of two (2) years, expiring July 31, 2023.
3. Erin Robinson, 229 Falconer St, North Tonawanda, NY 14120, effective September 1, 2021, for a term of three (3) years, expiring August 31, 2024.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

I.6

JAN 04 2022

December 29, 2021

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

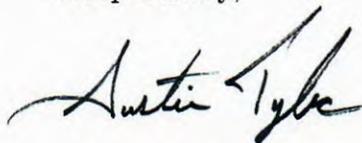
Re: Appointment of City Historian

Dear Honorable Body:

Please be advised that I am appointing Ann Murphy, 1576 Master St, North Tonawanda, NY 14120 as City Historian, effective January 1, 2022 for a one (1) year term, expiring December 31, 2022.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

I.?

JAN 04 2022

December 29, 2021

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

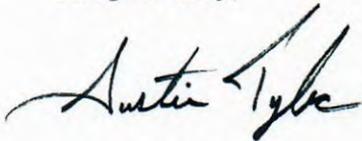
Re: Appointment of Bingo Inspector

Dear Honorable Body:

Please be advised that I am appointing Brian Wudyka, 121 Center Ave, North Tonawanda, NY 14120 as the North Tonawanda Bingo Inspector, effective January 1, 2022 for a one (1) year term, expiring December 31, 2022.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

T.8

JAN 04 2022

December 29, 2021

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

Re: Appointment of City Market Clerk

Dear Honorable Body:

Please be advised that I am appointing Christian Del Prince, 800 W Thomas Fox Dr, North Tonawanda, NY 14120 as the North Tonawanda City Market Clerk, effective January 1, 2022 for a one (1) year term, expiring December 31, 2022.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 29 PM 12:12
NORTH TONAWANDA NY

I.9

JAN 04 2022

December 29, 2021

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

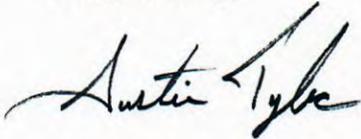
Re: Appointment to the North Tonawanda Planning Commission

Dear Honorable Body:

Please be advised that I am appointing Maureen Harding, 261 North Ave, North Tonawanda, NY 14120 to the North Tonawanda Planning Commission, effective January 1, 2022 for a term of seven (7) years, expiring December 31, 2028.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 29 PM 12:13
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

L.10

December 29, 2021

JAN 04 2022

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

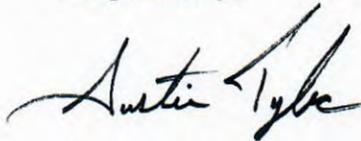
Re: Appointments to the North Tonawanda Plumbing Board

Dear Honorable Body:

Please be advised that I am appointing Rudolf Wolf, 239 Zimmerman St, North Tonawanda, NY 14120 and Daniel Ohrum, 1151 Sweeney St, North Tonawanda, NY 14120 to the North Tonawanda Plumbing Board, effective January 1, 2022 for a term of two (2) years, and expiring December 31, 2023.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 29 PM 12:18
NORTH TONAWANDA NY

1.11

JAN 04 2022

December 29, 2021

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

Re: Appointment to the North Tonawanda Waterfront Commission

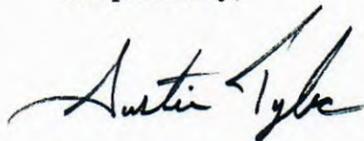
Dear Honorable Body:

Please be advised that I am appointing the following individuals for the following terms to the North Tonawanda Waterfront Commission:

1. Tim Martin, 949 Sweeney St, North Tonawanda, NY 14120, effective January 1, 2022 for a term of two (2) years, expiring December 31, 2023.
2. Emily Root, 425 Wheatfield St, North Tonawanda, NY 14120, effective January 1, 2022 for a term of two (2) years, expiring December 31, 2023.

Thank you for your attention to this matter.

Respectfully,



Austin Tylec
Mayor-elect (1/1/2022)
Alderman-at-Large
City of North Tonawanda

2021 DEC 29 PM 12:13
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

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

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

City of North Tonawanda

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

III

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

JAN 04 2022

December 27, 2021

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

Re: 2022 Agreement between the City of North Tonawanda and NiaCAP

Dear Mayor and Common Council:

I am asking that the Council approve this agreement between the City of North Tonawanda and Niagara Community Action Program for the amount of \$3,000.00 contingent upon City Attorneys approval. Once approved the Mayor will be able to sign the contact.

Niagara Community Action Program has provided emergency services to the needy and disadvantaged persons within Niagara County for many years and this amount will help them in providing these services.

Regards,

Donna L. Braun

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

NIAGARA COMMUNITY ACTION PROGRAM, INC.

1521 Main Street, Niagara Falls, New York 14305-2521 716/ 285-9681 Fax 716/ 285-9693

E-mail niagaracap@niagaracap.org

Serving Niagara County



November 12, 2021

Ms. Donna Braun, City Clerk
City of North Tonawanda
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Ms. Braun:

RE: 2022 AGREEMENT BETWEEN THE CITY OF NORTH TONAWANDA
AND NIAGARA COMMUNITY ACTION PROGRAM, INC.

Enclosed please find two original agreements in the amount of \$3,000 between the City of North Tonawanda and Niagara Community Action Program, Inc. for fiscal year 2022 to provide assistance to city residents. Please sign, notarize, and return one original fully executed agreement for our files.

As always, we appreciate the opportunity to work with the City of North Tonawanda. If you have any questions or concerns, please feel free to contact me.

Thank you for your continued support.

Respectfully,

Suzanne Shears
CEO

SS/spb

Enclosures

AGREEMENT

THIS AGREEMENT, made this _____ of _____, 20____, by and between the CITY OF NORTH TONAWANDA, a municipal corporation of the State of New York having its offices at 216 Payne Avenue, North Tonawanda, New York 14120, herein called the "City" and NIAGARA COMMUNITY ACTION PROGRAM, INC., a not-for-profit corporation of the State of New York having its office at 1521 Main Street, Niagara Falls, New York, herein called "Niagara CAP" WITNESSETH:

WHEREAS, Niagara CAP has as one of its principal functions and purposes of providing emergency services to the needy and disadvantaged persons within Niagara County through use of funding grants and subsidies from federal, state, and municipal governments and agencies, and

WHEREAS, the City desires to contribute to and participate in the funding of Niagara CAP for such purposes in return for Niagara CAP's promise of emergency services to the residents of the City, and

WHEREAS, both parties jointly desire and intend to cooperate toward providing such services for the benefit of the City's residents under this agreement, and

WHEREAS, the execution of this agreement has been duly approved by resolutions adopted by the City Council and the Board of Directors of Niagara CAP,

NOW, THEREFORE, in consideration of the above, both parties mutually agree as follows:

1. The City of North Tonawanda shall allocate and pay over to Niagara CAP the sum of Three Thousand Dollars (\$3,000.00) within thirty (30) days of the signed agreement.
-

2. Niagara CAP will accept such payment from the City and use it to provide emergency services to qualified City residents through its outreach office located at 265 Falconer Street, City of North Tonawanda, New York.
3. In consideration of the services mentioned above, Niagara CAP will provide additional services such as counseling, budgeting, information, referral, application assistance, weatherization, fair housing, and child care to qualified City residents.
4. The term of this agreement shall commence January 1, 2022, and expire December 31, 2022.

IN WITNESS WHEREOF, the parties hereto have duly executed this agreement by their respective duly authorized officers on the day and year first above written.

CITY OF NORTH TONAWANDA

(Seal)

By: _____
Austin Tylec
City Mayor

Date

NIAGARA COMMUNITY ACTION PROGRAM, INC.

(Seal)

By: *Suzanne Shears*
Suzanne Shears
CEO

11-8-21
Date

V.1

JAN 04 2022



CITY OF NORTH TONAWANDA WATER WORKS

830 RIVER ROAD
NORTH TONAWANDA, NEW YORK 14120
Phone: (716) 695-8560, ext. #6411
Cell: (716) 946-7560
Email: jkoepsell@northtonawanda.org

Jason W. Koepsell
Superintendent of Water/ Wastewater

2021 DEC 27 AM 8:49
NORTH TONAWANDA NY
RECEIVED
CITY CLERK'S OFFICE

December 23, 2021

Honorable Mayor Arthur G. Pappas and Common Council
216 Payne Ave.- City Hall
North Tonawanda, NY 14120

**RE: Approval of Payment Applications for WTP Generator Replacement Project
(EFC- Funding Disbursement # 10)**

Honorable Body,

I respectfully request that you approve the following Pay Application for work performed under the WTP Generator Replacement Project Contract. Nussbaumer & Clarke Engineering and I have reviewed and approve this work.

Goodwin Electric \$34,535.25

The city does not have to issue purchase orders for payment at this time. This work is being funded through a NY State WIIA Grant and NY State Environmental Finance Center (EFC) loan.

With your approval Rotella Grant Management will submit this request to the EFC on the city's behalf. The EFC will then send us the funds to pay these contractors. Thank you for your time and consideration of my request.

Sincerely,

Jason W. Koepsell, Superintendent

c.c (via email)
Bernie Rotella, Rotella Grant Management
Jeff Zellner, City Accountant
Donna Braun, City Clerk/ Treasurer
Chelsea Sparh, City Engineer



December 15, 2020

Jason Koepsell
Superintendent
City of North Tonawanda
216 Payne Avenue
North Tonawanda, NY 14120

Re: Water Treatment Plant Generator Replacement Project
Electric Contract
File No. 17J1-0024

Dear Mr. Koepsell:

Please find attached three (3) copies of Application for Payment No. 7, which includes completed Application and Certificate for Payment voucher and other related attachments, in conjunction with the City of North Tonawanda Contract with Goodwin Electric Corporation.

We have reviewed the quantities, unit and lump sum prices, and totals for completed work and stored materials, and recommend that payment be made to Goodwin Electric in the amount of \$34,535.25. It is noted that as Goodwin Electric furnished the City with a Payment Bond, the retainage is 5% of the total amount of completed work and stored materials to date.

Should you have any questions, please do not hesitate to contact us at your convenience.

Sincerely,

NUSSBAUMER & CLARKE, INC.

Madison Rich
Engineer

c: File – 02 (w/encl.)

Goodwin Electric Corporation

201 Youngs Road
Williamsville, NY 14221

Invoice

| Date | Invoice # |
|------------|-----------|
| 11/23/2021 | 14623 |

| Bill To |
|--|
| City of North Tonawanda 216 Payne Avenue North Tonawanda, NY |

| Description | Amount |
|--|--------------------------|
| REF: NORTH TONAWANDA STANDBY GENERATOR REPLACEMENT PROJECT 2019-09-E APPLICATION AND CERTIFICATE FOR PAYMENT NO. 7 | 34,535.25 |
| Thank you for your business. | Total \$34,535.25 |

APPLICATION AND CERTIFICATE FOR PAYMENT (Instructions on reverse side)

TO OWNER: City of North Tonawanda
216 Payne Avenue
North Tonawanda, NY

PROJECT: NORTH TONAWANDA
STANDBY GENERATOR REPLACEMENT
PROJECT 2019-09-E

APPLICATION NO.: 7
PERIOD TO: 11/30/2021
PROJECT NOS.:
DISTRIBUTION TO:
 OWNER
 CONSTRUCTION
MANAGER
 ARCHITECT
 CONTRACTOR

FROM CONTRACTOR: GOODWIN ELECTRIC CORPORATION
201 S. YOUNGS ROAD
WILLIAMSVILLE, NY 14221

NUSSBAUMER & CLARKE, INC.
356 LAKE SHORE ROAD
BUFFALO, NY 14219

CONTRACTOR: GOODWIN ELECTRIC CORPORATION
By: *Kevin Martin*
Date: 11/12/2021
State of: New York
County of: Erie
Subscribed and sworn to before me this 23rd day of November, 2021
Notary Public: *Lynne M. Wolf*
My Commission expires: 05/29/2023

CONTRACT FOR: ELECTRICAL CONSTRUCTION

VIA CONSTRUCTION: BUFFALO, NY 14219
VIA ARCHITECT:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract Continuation Sheet, AIA Document G703, is attached

1. ORIGINAL CONTRACT SUM \$ 934,000.00
2. Net Change By Change Orders \$ 363,529.00
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 1,297,529.00
4. TOTAL COMPLETED & STORED TO DATE \$ 369,852.90
(Column G on G702)
5. RETAINAGE:
 - a. 5.00 % of Completed Work \$ 18,492.65
(Columns D + E on G703)
 - b. 5.00 % of Stored Material \$ 0.00
(Column F on G703)
 Total Retainage (Line 5a + 5b or Total in Column I of G703) \$ 18,492.65
6. TOTAL EARNED LESS RETAINAGE \$ 351,360.25
(Line 4 less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 316,825.00
(Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE \$ 34,535.25
9. BALANCE TO FINISH, INCLUDING RETAINAGE \$ 946,168.75
(Line 5 less Line 6)

| CHANGE ORDER SUMMARY | ADDITIONS | DEDUCTIONS |
|--|-------------------|-------------|
| Total changes approved in previous months by Owner | 363,529.00 | 0.00 |
| Total approved this Month | 0.00 | 0.00 |
| TOTALS | 363,529.00 | 0.00 |
| NET CHANGES by Change Order | 363,529.00 | |

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: GOODWIN ELECTRIC CORPORATION
By: *Kevin Martin*
Date: 11/12/2021
State of: New York
County of: Erie
Subscribed and sworn to before me this 23rd day of November, 2021
Notary Public: *Lynne M. Wolf*
My Commission expires: 05/29/2023

LYNNE M WOLF
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01W06167322
Qualified in Erie County
My Commission Expires 05/29/2023

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 34,535.25
(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER:
By: *Kevin Martin*
ARCHITECT:
By: _____
Date: 12/15/2021
Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

APPLICATION FOR PAYMENT - CONTINUATION SHEET

| | |
|---|--|
| From: GOODWIN ELECTRIC CORPORATION 201 S. YOUNGS ROAD WILLIAMSVILLE, NY 14221 | To: City of North Tonawanda 216 Payne Avenue North Tonawanda, NY |
| Project: NORTH TONAWANDA STANDBY GENERATOR REPLACEMENT PROJECT 2019-09-E | |
| Application No: 7 Application Date: 11/12/2021 Period To: 11/30/2021 Contract Date: 7/02/2019 Architects Project#: | |

| A Item No | B Description of Work | C Contract Value | D Work Completed | | E This Period | F Materials Presently Stored (Not In D or E) | G Total Completed and Stored To Date (D+E+F) | % (G / C) | H Balance To Finish (C - G) | I Retainage (If Variable Rate) |
|-----------------|--------------------------------|------------------------|---|------|------------------|--|--|--------------|--------------------------------------|---|
| | | | From Previous Application (D + E) | | | | | | | |
| 1 | BONDS & INSURANCES | 34,000.00 | 34,000.00 | 0.00 | 0.00 | 0.00 | 34,000.00 | 100 | 0.00 | 1,700.00 |
| 2 | SUBMITTALS - LABOR | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 0.00 | 5,000.00 | 100 | 0.00 | 250.00 |
| 3 | SUBMITTALS - MATERIAL | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 0.00 | 5,000.00 | 100 | 0.00 | 250.00 |
| 4 | MOBILIZATION - LABOR | 6,000.00 | 3,000.00 | 0.00 | 0.00 | 0.00 | 3,000.00 | 50 | 3,000.00 | 150.00 |
| 5 | MOBILIZATION - MATERIAL | 2,000.00 | 1,000.00 | 0.00 | 0.00 | 0.00 | 1,000.00 | 50 | 1,000.00 | 50.00 |
| 6 | DEMOLITION - GENERATOR - LABOR | 20,000.00 | 20,000.00 | 0.00 | 0.00 | 0.00 | 20,000.00 | 100 | 0.00 | 1,000.00 |
| 7 | DEMOLITION - GENERATOR - MAT. | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 0.00 | 10,000.00 | 100 | 0.00 | 500.00 |
| 8 | DEMOLITION - GEAR - LABOR | 20,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 20,000.00 | 0.00 |
| 9 | DEMOLITION - GEAR - MATERIAL | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 10 | BRANCH CONDUIT - LABOR | 15,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 15,000.00 | 0.00 |
| 11 | BRANCH CONDUIT - MATERIAL | 20,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 20,000.00 | 0.00 |
| 12 | BRANCH WIRE - LABOR | 15,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 15,000.00 | 0.00 |
| 13 | BRANCH WIRE - MATERIAL | 25,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 25,000.00 | 0.00 |
| 14 | FEEDER CONDUIT - LABOR | 50,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 50,000.00 | 0.00 |
| 15 | FEEDER CONDUIT - MATERIAL | 50,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 50,000.00 | 0.00 |
| 16 | FEEDER WIRE - LABOR | 35,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 35,000.00 | 0.00 |
| 17 | FEEDER WIRE - MATERIAL | 80,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 80,000.00 | 0.00 |
| 18 | MV CABLE & TERMINATION - LABOR | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 19 | MV CABLE & TERMINATION - MATER | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 20 | GENERATOR - LABOR | 15,000.00 | 12,000.00 | 0.00 | 0.00 | 0.00 | 12,000.00 | 80 | 3,000.00 | 600.00 |
| 21 | GENERATOR - MATERIAL | 145,000.00 | 145,000.00 | 0.00 | 0.00 | 0.00 | 145,000.00 | 100 | 0.00 | 7,250.00 |
| 22 | REMOTE RADIATOR - LABOR | 5,000.00 | 2,500.00 | 0.00 | 0.00 | 0.00 | 2,500.00 | 50 | 2,500.00 | 125.00 |
| 23 | REMOTE RADIATOR - MATERIAL | 15,000.00 | 15,000.00 | 0.00 | 0.00 | 0.00 | 15,000.00 | 100 | 0.00 | 750.00 |
| 24 | DAY TANK - LABOR | 5,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 5,000.00 | 0.00 |
| 25 | DAY TANK - MATERIAL | 15,000.00 | 15,000.00 | 0.00 | 0.00 | 0.00 | 15,000.00 | 100 | 0.00 | 750.00 |
| | | 622,000.00 | 267,500.00 | 0.00 | 0.00 | 0.00 | 267,500.00 | 43 | 354,500.00 | 13,375.00 |

APPLICATION FOR PAYMENT - CONTINUATION SHEET

| | |
|--|--|
| From: GOODWIN ELECTRIC CORPORATION 201 S. YOUNGS ROAD WILLIAMSVILLE, NY 14221 | To: City of North Tonawanda 216 Payne Avenue North Tonawanda, NY |
| Project: NORTH TONAWANDA STANDBY GENERATOR REPLACEMENT PROJECT 2019-09-E | |
| Application No: 7 Application Date: 11/12/2021 Period To: 11/30/2021 Contract Date: 7/02/2019 Architects Project#: | |

| A Item No. | B Description of Work | C Contract Value. | D. Work Completed | | E This Period | F Materials Presently Stored (Not In D or E) | G Total Completed and Stored To Date (D+E+F) | % (G / C) | H Balance To Finish (C - G) | I Retainage (If Variable Rate) |
|------------------|--------------------------------|-------------------------|---|------------------|------------------|--|--|--------------|--------------------------------------|---|
| | | | From Previous Application (D + E) | | | | | | | |
| 26 | TRANSFER SWITCHES - LABOR | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 27 | TRANSFER SWITCHES - MATERIAL | 45,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 45,000.00 | 0.00 |
| 28 | MOTOR CONTROL CENTERS - LABOR | 20,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 20,000.00 | 0.00 |
| 29 | MOTOR CONTROL CENTERS - MATERI | 130,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 130,000.00 | 0.00 |
| 30 | 1000KVA TRANSFORMERS - LABOR | 10,000.00 | 5,000.00 | 0.00 | 0.00 | 0.00 | 5,000.00 | 50 | 5,000.00 | 250.00 |
| 31 | 1000KVA TRANSFORMERS - MATERIA | 55,000.00 | 55,000.00 | 0.00 | 0.00 | 0.00 | 55,000.00 | 100 | 0.00 | 2,750.00 |
| 32 | ELECTRICAL DISTRIBUTION - LABO | 8,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 8,000.00 | 0.00 |
| 33 | ELECTRICAL DISTRIBUTION - MATE | 12,000.00 | 6,000.00 | 0.00 | 0.00 | 0.00 | 6,000.00 | 50 | 6,000.00 | 300.00 |
| 34 | CONCRETE WORK - LABOR | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 35 | CONCRETE WORK - MATERIAL | 10,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 10,000.00 | 0.00 |
| 36 | DEMobilIZATION - LABOR | 2,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 2,000.00 | 0.00 |
| 37 | CHANGE ORDER NO. 1 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0 | 0.00 | 0.00 |
| 38 | CHANGE ORDER NO. 2 | 363,529.00 | 0.00 | 36,352.90 | 36,352.90 | 0.00 | 36,352.90 | 10 | 327,176.10 | 1,817.65 |
| | | 1,297,529.00 | 333,500.00 | 36,352.90 | 36,352.90 | 0.00 | 369,852.90 | 29 | 927,676.10 | 18,492.65 |

INTERIM WAIVER OF LIEN AND CLAIM

To: City of North Tonawanda
(Owner)

From: Goodwin Electric Corporation
(Name of Subcontractor or Supplier Company)

201 S. Youngs Road, Williamsville, NY 14221
(Address of Subcontractor or Supplier Company)

Project: North Tonawanda Standby Generator Replacement Project 2019-09-E

The undersigned Subcontractor or Supplier company (hereinafter "Subcontractor"), for and in consideration of the sum of \$ 34,535.25, being payment for the following work performed, services rendered and/or materials furnished as Subcontractor to the Owner on the project, to wit: _____, under all contracts, orders and instructions, including extras, written and verbal, and for other goods and valuable consideration paid by the Program Provider, the receipt and sufficiency of which is hereby acknowledged, hereby covenants and warrants:

1. Subcontractor does hereby waive, release, and relinquish any and all claims, demands and rights of lien to the extent of the amount shown hereon and previously paid, for all work, labor, materials, machinery or other goods, equipment or services done, performed or furnished for the construction located at the project described above.
2. Subcontractor warrants that it has not been delayed in the performance of its works to date and that it has incurred no extra costs in connection therewith. The undersigned specifically waives, relinquishes, and releases any and all claims incurred or alleged in connection with its work to date except only those claims, if any, previously denominated as claims and warrants and represents that any and all valid labor and/or materials and equipment bills, now due and payable, on the project herein above described on behalf of the undersigned have been paid in full to the date of this waiver, or will be paid from these funds.
3. Subcontractor hereby agrees to indemnify and defend the Program Provider to hold them free and harmless from any and all losses, claims, damages, and expenses, including attorney's fees, arising directly or indirectly from any inaccuracy recited in the facts herein, from any failure to the Subcontractor to pay in full all sums due its laborers, Subcontractors, materialmen, and suppliers on the project, or from any liens against the project or the project monies filed by any such laborers, Subcontractors, materialmen, or suppliers.

Total Contract: \$ 1,297,529.00

Balance Due on Total Contract after above payment: \$ 946,168.75

Subcontractor:
By: Kevin Martin
Signature: [Handwritten Signature]
Title: V. President

Sworn to before me this 23rd Day of November, 2021.
Notary Public: [Handwritten Signature]
My Commission Expires: 05/29/2023

LYNNE M WOLF
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01WO6167322
Qualified in Erie County
My Commission Expires 05/29/2023

V.2

JAN 04 2022



CITY OF NORTH TONAWANDA WATER WORKS

830 RIVER ROAD
NORTH TONAWANDA, NEW YORK 14120
Phone: (716) 695-8560, ext. #6411
Cell: (716) 946-7560
Email: jkoepsell@northtonawanda.org

Jason W. Koepsell
Superintendent

RECEIVED
CITY CLERK'S OFFICE
DEC 27 4:08:45
NORTH TONAWANDA NY

December 23, 2021

Honorable Mayor Arthur G. Pappas and Common Council
216 Payne Ave.- City Hall
North Tonawanda, NY 14120

**RE: Approval of Payment Applications for WWTP Phase 1 Upgrade Project
(EFC- Funding Disbursement # 16)**

Honorable Body,

I respectfully request that you approve the following Pay Application for work performed under the WWTP Phase 1 Upgrade Contract. Wendel Engineering and I have reviewed and approve this work.

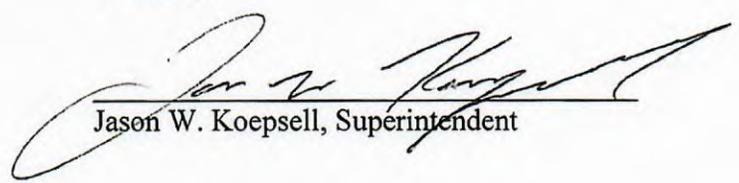
Frey Electric Pay App #16

\$13,627.62

The city does not have to issue purchase orders for payment at this time. This work is being funded through a NY State WIIA Grant and NY State Environmental Finance Center (EFC) loan.

With your approval Rotella Grant Management will submit this request to the EFC on the city's behalf. The EFC will then send us the funds to pay these contractors. Thank you for your time and consideration of my request.

Sincerely,



Jason W. Koepsell, Superintendent

c.c (via email)
Bernie Rotella, Rotella Grant Management
Jeff Zellner, City Accountant
Donna Braun, City Clerk/ Treasurer
Chelsea Sparh, City Engineer



December 20, 2021

Jason Koepsell
Superintendent of Water/Wastewater
City of North Tonawanda
830 River Road
North Tonawanda, New York 14120

**SUBJECT: CITY OF NORTH TONAWANDA
WASTEWATER TREATMENT PLANT PHASE 1 UPGRADES PROJECT
PAY REQUEST NO. 16 CONTRACT NO. 2020-01-E
WENDEL PROJECT NO. 2728-27
CWSRF PROJECT NO. C9-6675-03-00**

Dear Mr. Koepsell,

We are enclosing Payment Request No. 16 from Frey Electric Construction on the above referenced project in the amount of \$13,627.62.

We have checked all items, find them to be in order, and would recommend payment of this request.

Sincerely,

Wendel

A handwritten signature in blue ink, appearing to read 'Ryan C. Laninga'.

Ryan C. Laninga

Enclosures

xc:

Chelsea L. Spahr, PE, City of North Tonawanda Engineer
Jeffery R. Zellner, City of North Tonawanda Accountant
Nathan Taylor, Rotella Grant Management
Bernie Rotella, Rotella Grant Management

Application and Certificate For Payment

| | | |
|---|---|---|
| To Owner: City of North Tonawanda City Hall 216 Payne Avenue No. Tonawanda, NY 14120 From (Contractor): Frey Electric Construction 100 Pearce Ave Tonawanda, NY 14150 Phone: (716) 874-1710 | Project: North Tonawanda WWTP 830 River Road North Tonawanda, NY 14120 Contractor Job Number: 20-0251-00 Via (Architect): Contract No. 2020-01-E / Project No. 2728-27 | Application No: 16 Date: 11/30/2021 Period To: 11/30/21 Architect's Project No: Contract Date: 04/10/20 |
|---|---|---|

Contractor's Application For Payment

| Change Order Summary | Additions | Deductions |
|--|-------------------|------------|
| Change orders approved in previous months by owner | 279,541.00 | |
| Change orders approved this month | | |
| Totals | | |
| Net change by change orders | 279,541.00 | |

| | |
|--|--------------|
| Original contract sum | 1,118,000.00 |
| Net change by change orders | 279,541.00 |
| Contract sum to date | 1,397,541.00 |
| Total completed and stored to date | 1,377,583.61 |
| Retainage | 34,439.59 |
| 2.5% of completed work | 0.00 |
| 0.0% of stored material | 34,439.59 |
| Total retainage | 1,343,144.02 |
| Total earned less retainage | 1,329,516.40 |
| Less previous certificates of payment | 0.00 |
| Current sales tax | 0.00 |
| 0.000% of taxable amount | 0.00 |
| Current sales tax | 13,627.62 |
| Current payment due | 54,396.98 |
| Balance to finish, including retainage | |

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief the work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

Contractor: [Signature] Date: 12/14/21
 By: [Signature]
 Name/Title: Kenneth W. Jaskier, Secretary Treasurer
 State of: New York County of: Erie
 Subscribed and sworn to before me this 14 th day of December
2021 (Year). Notary public: [Signature]
 My commission expires _____



Architect's Certificate for Payment

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the Amount Certified.

Amount Certified: \$ 13,627.62

Architect: _____
 By: [Signature] Date: 12/14/21
 This Certification is not negotiable. The Amount Certified is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Application and Certificate For Payment -- page 3

To Owner: City of North Tonawanda
 From (Contractor): Frey Electric Construction
 Project: North Tonawanda WWTP

Application No: 16
 Contractor's Job Number: 20-0251-00
 Architect's Project No:

Date: 11/30/21
 Period To: 11/30/21

| Item Number | Description | Scheduled Value | Work Completed | | Materials Presently Stored | Completed and Stored to Date | % | Balance to Finish | Retention | Memo |
|-------------|--|-----------------|----------------------|-------------|----------------------------|------------------------------|--------|-------------------|-----------|------|
| | | | Previous Application | This Period | | | | | | |
| 0126 | Carbon Filter High Pumps-L | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 100.00 | 0.00 | 250.00 | |
| 0127 | Low Head Distribution-M | 68,000.00 | 68,000.00 | 0.00 | 0.00 | 68,000.00 | 100.00 | 0.00 | 1,700.00 | |
| 0128 | Low Head Distribution-L | 30,000.00 | 30,000.00 | 0.00 | 0.00 | 30,000.00 | 100.00 | 0.00 | 750.00 | |
| 0129 | High Head Distribution-M | 68,000.00 | 68,000.00 | 0.00 | 0.00 | 68,000.00 | 100.00 | 0.00 | 1,700.00 | |
| 0130 | High Head Distribution-L | 30,000.00 | 30,000.00 | 0.00 | 0.00 | 30,000.00 | 100.00 | 0.00 | 750.00 | |
| 0131 | Lighting Main-M | 25,000.00 | 25,000.00 | 0.00 | 0.00 | 25,000.00 | 100.00 | 0.00 | 625.00 | |
| 0132 | Lighting Main-L | 24,450.00 | 24,450.00 | 0.00 | 0.00 | 24,450.00 | 100.00 | 0.00 | 611.25 | |
| 0133 | Lighting Grit-M | 20,200.00 | 20,200.00 | 0.00 | 0.00 | 20,200.00 | 100.00 | 0.00 | 505.00 | |
| 0134 | Lighting Grit-L | 16,300.00 | 16,300.00 | 0.00 | 0.00 | 16,300.00 | 100.00 | 0.00 | 407.50 | |
| 0135 | Lighting Sludge-M | 20,200.00 | 20,200.00 | 0.00 | 0.00 | 20,200.00 | 100.00 | 0.00 | 505.00 | |
| 0136 | Lighting Sludge-L | 16,300.00 | 16,300.00 | 0.00 | 0.00 | 16,300.00 | 100.00 | 0.00 | 407.50 | |
| 0137 | Lighting Storm-M | 54,000.00 | 54,000.00 | 0.00 | 0.00 | 54,000.00 | 100.00 | 0.00 | 1,350.00 | |
| 0138 | Lighting Storm-L | 48,900.00 | 48,900.00 | 0.00 | 0.00 | 48,900.00 | 100.00 | 0.00 | 1,222.50 | |
| 0139 | Lighting Carbon-M | 50,500.00 | 50,500.00 | 0.00 | 0.00 | 50,500.00 | 100.00 | 0.00 | 1,262.50 | |
| 0140 | Lighting Carbon-L | 40,750.00 | 40,750.00 | 0.00 | 0.00 | 40,750.00 | 100.00 | 0.00 | 1,018.75 | |
| 0141 | Lighting Maintenance-M | 10,100.00 | 10,100.00 | 0.00 | 0.00 | 10,100.00 | 100.00 | 0.00 | 252.50 | |
| 0142 | Lighting Maintenance-L | 8,150.00 | 8,150.00 | 0.00 | 0.00 | 8,150.00 | 100.00 | 0.00 | 203.75 | |
| 0143 | Lighting Digester-M | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 100.00 | 0.00 | 250.00 | |
| 0144 | Lighting Digester-L | 8,150.00 | 8,150.00 | 0.00 | 0.00 | 8,150.00 | 100.00 | 0.00 | 203.75 | |
| 0145 | Demobilization | 1,000.00 | 500.00 | 0.00 | 0.00 | 500.00 | 50.00 | 500.00 | 12.50 | |
| 0146 | Testing | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 5,000.00 | 100.00 | 0.00 | 125.00 | |
| 0147 | Closeout Documents | 2,000.00 | 2,000.00 | 0.00 | 0.00 | 2,000.00 | 100.00 | 0.00 | 50.00 | |
| 0201 | Change order 1 | 279,541.00 | 265,553.95 | 13,977.05 | 0.00 | 279,541.00 | 100.00 | 0.00 | 6,988.53 | |
| 0300 | T&M against the allowance | -10,889.61 | -10,889.61 | 0.00 | 0.00 | -10,889.61 | 100.00 | 0.00 | -272.24 | |
| 0301 | West Bank Additional Wiring T&M Ticket 47181 | 1,901.02 | 1,901.02 | 0.00 | 0.00 | 1,901.02 | 100.00 | 0.00 | 47.53 | |
| 0302 | Additional Wiring West Bank T&M Ticket 47182 | 1,073.04 | 1,073.04 | 0.00 | 0.00 | 1,073.04 | 100.00 | 0.00 | 26.83 | |

Application and Certificate For Payment -- page 2

To Owner: City of North Tonawanda
 From (Contractor): Frey Electric Construction
 Project: North Tonawanda WWTP

Application No: 16
 Contractor's Job Number: 20-0251-00
 Architect's Project No:

Period To: 11/30/21

| Item Number | Description | Scheduled Value | Work Completed | | Materials Presently Stored | Completed and Stored to Date | Balance to Finish | Retention | Memo |
|-------------|----------------------------|-----------------|----------------------|-------------|----------------------------|------------------------------|-------------------|-----------|------|
| | | | Previous Application | This Period | | | | | |
| 0100 | General Conditions | 55,000.00 | 55,000.00 | 0.00 | 0.00 | 55,000.00 | 0.00 | 1,375.00 | |
| 0101 | Supervision | 35,000.00 | 35,000.00 | 0.00 | 0.00 | 35,000.00 | 0.00 | 875.00 | |
| 0102 | Bonds and Insurances | 11,000.00 | 11,000.00 | 0.00 | 0.00 | 11,000.00 | 0.00 | 275.00 | |
| 0103 | Allowance | 35,000.00 | 15,542.61 | 0.00 | 0.00 | 15,542.61 | 19,457.39 | 388.57 | |
| 0104 | Mobilization | 2,000.00 | 2,000.00 | 0.00 | 0.00 | 2,000.00 | 0.00 | 50.00 | |
| 0105 | Temporary Work | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 0.00 | 250.00 | |
| 0106 | Demolition-L | 60,000.00 | 60,000.00 | 0.00 | 0.00 | 60,000.00 | 0.00 | 1,500.00 | |
| 0107 | Sludge Distribution-M | 17,000.00 | 17,000.00 | 0.00 | 0.00 | 17,000.00 | 0.00 | 425.00 | |
| 0108 | Sludge Distribution-L | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 5,000.00 | 0.00 | 125.00 | |
| 0109 | Storm Distribution-M | 17,000.00 | 17,000.00 | 0.00 | 0.00 | 17,000.00 | 0.00 | 425.00 | |
| 0110 | Storm Distribution-L | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 5,000.00 | 0.00 | 125.00 | |
| 0111 | Chlorine Distribution-M | 40,000.00 | 40,000.00 | 0.00 | 0.00 | 40,000.00 | 0.00 | 1,000.00 | |
| 0112 | Chlorine Distribution-L | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 0.00 | 250.00 | |
| 0113 | Chlorine Controls-M | 20,000.00 | 20,000.00 | 0.00 | 0.00 | 20,000.00 | 0.00 | 500.00 | |
| 0114 | Chlorine Distribution-L | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 5,000.00 | 0.00 | 125.00 | |
| 0115 | Grit Distribution-M | 40,000.00 | 40,000.00 | 0.00 | 0.00 | 40,000.00 | 0.00 | 1,000.00 | |
| 0116 | Grit Distribution-L | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 0.00 | 250.00 | |
| 0117 | Grit Pumps-M | 20,000.00 | 20,000.00 | 0.00 | 0.00 | 20,000.00 | 0.00 | 500.00 | |
| 0118 | Grit Pumps-L | 5,000.00 | 5,000.00 | 0.00 | 0.00 | 5,000.00 | 0.00 | 125.00 | |
| 0119 | Grit Controls-M | 50,000.00 | 50,000.00 | 0.00 | 0.00 | 50,000.00 | 0.00 | 1,250.00 | |
| 0120 | Grit Controls-L | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 0.00 | 250.00 | |
| 0121 | Grit Heat Trace-M | 22,000.00 | 22,000.00 | 0.00 | 0.00 | 22,000.00 | 0.00 | 550.00 | |
| 0122 | Grit Heat Trace-L | 7,000.00 | 7,000.00 | 0.00 | 0.00 | 7,000.00 | 0.00 | 175.00 | |
| 0123 | Carbon Filler Low Pumps-M | 25,000.00 | 25,000.00 | 0.00 | 0.00 | 25,000.00 | 0.00 | 625.00 | |
| 0124 | Carbon Filler Low Pumps-L | 10,000.00 | 10,000.00 | 0.00 | 0.00 | 10,000.00 | 0.00 | 250.00 | |
| 0125 | Carbon Filler High Pumps-M | 25,000.00 | 25,000.00 | 0.00 | 0.00 | 25,000.00 | 0.00 | 625.00 | |

Application and Certificate For Payment -- page 4

To Owner: City of North Tonawanda
 From (Contractor): Frey Electric Construction
 Project: North Tonawanda WWTP

Application No: 16
 Contractor's Job Number: 20-0251-00
 Architect's Project No:

Date: 11/30/21
 Period To: 11/30/21

| Item Number | Description | Scheduled Value | Work Completed | | Materials Presently Stored | Completed and Stored to Date | Balance to Finish | Retention | Memo |
|--------------------------|---|-----------------|----------------------|-------------|----------------------------|------------------------------|-------------------|-----------|------|
| | | | Previous Application | This Period | | | | | |
| 0303 | Wiring From Gas Alarm To Actuator T&M Ticket 47183 | 377.25 | 377.25 | 0.00 | 0.00 | 377.25 | 0.00 | 9.43 | |
| 0304 | Additional Wiring to Each Scale T&M Ticket 47185 | 980.79 | 980.79 | 0.00 | 0.00 | 980.79 | 0.00 | 24.52 | |
| 0305 | East Bank Actuator Wiring T&M Ticket 47184 | 3,132.25 | 3,132.25 | 0.00 | 0.00 | 3,132.25 | 0.00 | 78.31 | |
| 0306 | Add. Wiring Gas Alarm Actuator Panel Allowance T&M Ticket 47664 | 1,228.36 | 1,228.36 | 0.00 | 0.00 | 1,228.36 | 0.00 | 30.71 | |
| 0307 | Add. Wiring Actuator EM Stops Allowance T&M Ticket 47665 | 2,196.90 | 2,196.90 | 0.00 | 0.00 | 2,196.90 | 0.00 | 54.92 | |
| 0308 | T&M against allowance | -4,653.00 | -4,653.00 | 0.00 | 0.00 | -4,653.00 | 0.00 | -116.33 | |
| 0309 | Revise light fixtures to 4000k | 1,594.00 | 1,594.00 | 0.00 | 0.00 | 1,594.00 | 0.00 | 39.85 | |
| 0310 | SCADA changes at Grit Bldg | 3,059.00 | 3,059.00 | 0.00 | 0.00 | 3,059.00 | 0.00 | 76.46 | |
| Application Total | | 1,397,541.00 | 1,363,606.56 | 13,977.05 | 0.00 | 1,377,583.61 | 19,957.39 | 34,439.59 | |



375 Essiav Road, Suite 200, Williamsville, NY 14221

PARTIAL WAIVER AND RELEASE OF LIENS AND CLAIMS

The undersigned SUBCONTRACTOR hereby acknowledges that, upon receipt of funds in the sum of \$ 13,627.62 as payment in full for invoiced labor, services, equipment and materials furnished to CONTRACTOR, this document shall become effective to release any mechanics' liens rights or claims the undersigned has in connection with North Tonawanda Waste Water Treatment Plant ("Property") with respect to the invoiced amount.

The SUBCONTRACTOR certifies and warrants that it has fully paid and satisfied all invoiced claims for work, labor, materials, supplies, equipment and all other items used or furnished by SUBCONTRACTOR or its subcontractor(s), or materialmen in the performance of said project through the date of 11/30/21.

In addition, the SUBCONTRACTOR agrees to reimburse CONTRACTOR for any excess payment made by CONTRACTOR to the SUBCONTRACTOR, which may be discovered as the result of any audit performed by OWNER or CONTRACTOR pursuant to the contract/work authorization.

Invoice Number: 16

Invoice Amount: \$13,627.62

Invoice Date: 12/14/2021

Subcontractor (typed)
Frey Electric Construction Co.

Name (typed)
Kenneth W. Jaskier

Title (typed)
Controller

Signature

Date (mo, day, yr)
12/14/21

STATE OF New York
COUNTY OF Erie

On this 14th day of December, 2021, before me personally appeared Kenneth W. Jaskier who being by me duly sworn, did depose and say that he is the Controller of Frey Electric Construction Co. and is authorized to execute the above instrument.

(Seal) **LAURA M. SAUVÉ**
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN NIAGARA COUNTY
My Commission Expires July 10, 2027

Notary Public

To be attached to each Application for Partial Payment for the amount of this Payment Application from you to Wendel Energy Services, LLC.

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMP
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

JAN 04 2022

December 27, 2021

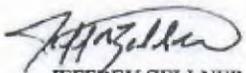
Honorable Arthur G. Pappas, Mayor
And Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Article V, Division 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 January 4th, 2022, 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

2021 DEC 27 AM 10:50
NORTH TONAWANDA NY

XVII,
JAN 04 2022

December 20, 2021

Donna Braun

City Clerk/Treasurer

216 Payne Avenue North Tonawanda, NY 14120

2021 DEC 29 AM 9:58
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Traffic Safety Minutes:

The December 2021 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1830 hours. Roll call showed the following members present: R. Frank, J. Sikora, M. Meisenburg, M. Lemke. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 1.) Councilman Austin Tylec received a request for a stop sign at Tremont Street and Falconer Street. The Traffic Safety Committee and the Traffic Officer monitored the intersection. There is currently a stop sign at Payne Avenue and Niagara Street which are less than two tenths of a mile away from each other. The two streets in between these are Falconer Street and Bryant Street, neither of which are a cut through to anything. The Traffic Officer stated that the vehicles are not speeding from one stop sign to the other. The committee does not believe a third stop sign within two tenths of a mile is necessary.
- 2.) Mayor Pappas received a request for "No Parking" signs at Fairmont Avenue and Thomas Fox East due to a vehicle parking on the curve making it hard to pass. The committee and traffic officer monitored the intersection. Member Sikora also spoke to the neighbors. The neighbors tend to believe that if we place "No Parking" signs on one side of the street then vehicles would park on the other side of the street causing the same issue. This problem appears to be in the nicer months as the owner of the vehicle parks his vehicle in his driveway during the winter months. Member Sikora is going to reach out to the vehicle owner to see if he can find somewhere safer for him to park.
- 3.) Councilman Austin Tylec received a request from Sonia Rosen for "No Parking" signs at Oliver Street and Keil Street. The committee found that there are already marked parking spots in place for the residents and businesses in the area. Reducing these parking spots would make it so vehicles would have to park on the side streets. The side streets are already narrow so this would cause a different problem when vehicles try to pass each other on these side streets. The best option is to leave the intersection the way it is and for drivers to be careful when looking both ways.
- 4.) Member Frank received a complaint regarding speeding in the North Tonawanda High School parking lot. The School Resource Officer and the Traffic Officer have been monitoring the situation.
- 5.) Councilman Austin Tylec received a request for a stop sign at Wurlitzer Drive and Fairfax Avenue. This intersection was monitored in January and August of this year. The speed sign was

put on Wurlitzer Drive in July, August and October. The Traffic Officer has monitored Wurlitzer Drive numerous times this year and there have not been any major speeding or stop sign problems, nor have there been accidents. Placing three stop signs within two tenths of a mile will not solve this issue as stated in prior meeting minutes. There are a lot of streets in North Tonawanda that have speeding problems and that is from drivers not following the law not due to lack of stop signs. These streets including Wurlitzer Drive will continue to be monitored with daily traffic enforcement, the traffic officer, the aggressive driving program and the selected traffic enforcement program. There was a traffic study completed on Wurlitzer Drive by a private contractor in the past and the stop signs were placed based on that study. The committee is available to help the city and/or engineering department if they wish to have a new study done.

Meeting Adjourned at 1930 hours

Travel safely, Robert J. Frank



Department of Police

CITY OF NORTH TONAWANDA
216 Payne Avenue
North Tonawanda, N.Y. 14120-5491

XXVI. 1

TELEPHONE
(716) 692-4111
FACSIMILE
(716) 692-4321
EMERGENCY NO.
9-1-1

JAN 04 2022

December 21, 2021

Honorable Mayor Arthur G. Pappas and
Members of the City of North Tonawanda Common Council

Ladies and Gentlemen:

Please find attached the updated Summary of Police Activities Report and the updated Summary of Criminal Activities Report for the month of October 2021, which now includes the "Complaint Cleared by JAB" count. The October 2021 V&T Report is unchanged.

Respectfully submitted,

Thomas E. Krantz
Chief of Police

cc: Eric Zadzilka
cc: Austin Tylec
cc: Robert Pecoraro
cc: Robert Schmigel
cc: Frank DiBernardo

TEK/sd

RECEIVED
CITY CLERK'S OFFICE

2021 DEC 21 PM 2:54
NORTH TONAWANDA NY

| |
|---|
| <p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF POLICE ACTIVITIES FOR THE MONTH OF OCTOBER 2021</p> |
|---|

CRIMINAL

| | |
|--|-----|
| Complaints received and investigated | 105 |
| Complaints cleared by arrest or exceptional clearance | 70 |
| Complaints ruled unfounded | 0 |
| Number of males arrested | 36 |
| under 18: | 1 |
| over 18: | 35 |
| Number of females arrested | 5 |
| under 18: | 0 |
| over 18: | 5 |
| Arrests for other authorities | 5 |
| Failure to Appear/Violation of Probation Warrant Arrests | 24 |
| Above complaints cleared by J.A.B. | 12 |
| Complaints cleared by J.A.B. from previous months | 0 |

TRAFFIC

| | |
|--------------------------|-----|
| Traffic summonses issued | 760 |
| DWI arrests | 9 |
| Parking tags issued | 34 |

MISCELLANEOUS

| | |
|---|-------------|
| Miscellaneous service | 2,576 |
| Incident reports | 131 |
| Vehicle accidents | 58 |
| Vehicle accidents (fatal) | 0 |
| Vehicle stops | 816 |
| Police escorts | 2 |
| Prisoner meals | 57 |
| Mug shots taken | 38 |
| Fingerprints taken | 38 |
| Persons missing and located | 0 |
| Automobiles stolen | 1 |
| Automobiles recovered | 0 |
| Automobiles recovered for other authorities | 0 |
| Record check fees | \$120.00 |
| Photocopy fees | \$10.00 |
| Fingerprint fees | \$0.00 |
| Fines collected | \$57,170.50 |
| Value of property damaged | \$11,090.00 |
| Value of property stolen | \$29,584.78 |
| Value of property recovered | \$100.00 |

Respectfully submitted,



Thomas E. Krantz
Chief of Police

TEK/sd

| |
|--|
| NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF CRIMINAL ACTIVITIES FOR THE MONTH OF NOVEMBER 2021 |
|--|

CRIMINAL FELONIES, MISDEMEANORS AND OFFENSES

| <u>TYPE OF OFFENSE</u> | <u>COMPLAINTS</u> | | |
|--------------------------------------|-------------------|---------|-----------|
| | Received | Cleared | Unfounded |
| AGG. ASSAULT | 3 | 2 | |
| ALL OTHER OFFENSES | 8 | 6 | |
| ARSON | 0 | 0 | |
| BURGLARY | 4 | 0 | |
| COERCION | 0 | 0 | |
| CRIMINAL MISCHIEF | 6 | 1 | |
| CRIM POSS WEAPON | 0 | 0 | |
| DIS CON/HARASS | 8 | 3 | |
| DRUG OFFENSES | 2 | 0 | |
| EMBEZZLEMENT | 0 | 0 | |
| FAILURE TO APPEAR | 28 | 28 | |
| FORGERY | 0 | 0 | |
| FRAUD (ID THEFT) | 6 | 0 | |
| LARCENY | 15 | 2 | |
| LEAVING THE SCENE | 2 | 0 | |
| MURDER | 0 | 0 | |
| RAPE | 1 | 0 | |
| ROBBERY | 0 | 0 | |
| SEXUAL OFFENSES | 0 | 0 | |
| SIMPLE ASSAULT | 5 | 4 | |
| STOLEN PROPERTY | 3 | 1 | |
| UNAUTH USE M/V | 0 | 0 | |
| VIOL OF PROBATION | 0 | 0 | |
| ARRESTS FOR OTHER AUTHORITIES | | 2 | |
| ARRESTS/CLEAR COMPS. FM PREV MONTHS | | 9 | |
| TOTALS | 91 | 58 | 0 |
| # OF ABOVE COMPLAINTS CLEARED BY JAB | | 12 | |
| # CLEARED BY JAB FROM PREV MONTHS | | 0 | |



Department of Police

CITY OF NORTH TONAWANDA
216 Payne Avenue
North Tonawanda, N.Y. 14120-5491

XXV.1

TELEPHONE
(716) 692-4111
FACSIMILE
(716) 692-4321
EMERGENCY NO.
9-1-1

JAN 04 2022

December 21, 2021

Honorable Mayor Arthur G. Pappas and
Members of the City of North Tonawanda Common Council

Ladies and Gentlemen:

Please find attached the Summary of Police Activities Report, the
Summary of Criminal Activities Report and the V&T Report for the month
of November 2021.

Respectfully submitted,

Thomas E. Krantz
Chief of Police

- cc: Eric Zadzilka
- cc: Austin Tylec
- cc: Robert Pecoraro
- cc: Robert Schmigel
- cc: Frank DiBernardo

TEK/sd

2021 DEC 21 09:52
NORTH TONAWANDA NY
RECEIVED
CITY CLERK'S OFFICE

V & T REPORT FOR THE MONTH OF NOVEMBER 2021

| | |
|---|-----|
| SPEEDING | 415 |
| REDLIGHT VIO. | 22 |
| STOP SIGN VIO. | 241 |
| NO REGISTRATION | 14 |
| NO LICENSE | 21 |
| FAULTY EQUIPMENT | 29 |
| NO INSPECTION | 63 |
| FAILED TO YIELD RIGHT OF WAY | 5 |
| SEAT BELT VIO. | 6 |
| NO INSURANCE | 6 |
| LICENSE PLATE VIO. | 6 |
| IMPROPER TURN | 11 |
| DROVE ON LEFT OF PAVEMENT MARKINGS | 13 |
| LEAVING SCENE OF INCIDENT | 1 |
| FAILURE TO SUBMIT TO PRE-SCREEN BREATH TEST | 1 |
| AVOIDING INTERSECTION OR TRAFFIC CONTROL DEVICE | 6 |
| FAILURE TO NOTIFY COMMISSIONER OF CHANGE OF ADDRESS | 6 |
| UNSAFE BACKING | 5 |
| MISCELLANEOUS | 50 |

TOTAL 921

TRAFFICE MISD.

#OF COMPLAINTS/ARRESTS

| | |
|---|----|
| DWI----- | 10 |
| OPERATING WHILE REG. SUSPENDED/REVOKED----- | 8 |
| AGGRAVATED UNLICENSED OPERATION 3 RD ----- | 25 |
| AGGRAVATED UNLICENSED OPERATION 2 ND ----- | 10 |
| OPER. M/V WHEN LIC./REG.IS SUSPENDED/ART.7----- | 2 |

FELONIES

NONE

FINES:

(CITY IMPOSED):

| | |
|-----------------|--------------|
| TRAFFIC: | \$ 41,106.50 |
| CITY ORDINANCE: | \$ 50.00 |
| PARKING TAGS: | \$ 4,700.00 |

TOTAL FINES \$ 45,856.50

MUG SHOTS: 39

PARKING TAGS: 230

MEAL TICKETS: 45

| |
|--|
| <p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF POLICE ACTIVITIES FOR THE MONTH OF NOVEMBER 2021</p> |
|--|

CRIMINAL

| | |
|--|----|
| Complaints received and investigated | 91 |
| Complaints cleared by arrest or exceptional clearance | 58 |
| Complaints ruled unfounded | 0 |
| Number of males arrested | 21 |
| under 18: 1 over 18: 20 | |
| Number of females arrested | 7 |
| under 18: 0 over 18: 7 | |
| Arrests for other authorities | 2 |
| Failure to Appear/Violation of Probation Warrant Arrests | 28 |
| Above complaints cleared by J.A.B. | 0 |
| Complaints cleared by J.A.B. from previous months | 0 |

TRAFFIC

| | |
|--------------------------|-----|
| Traffic summonses issued | 936 |
| DWI arrests | 10 |
| Parking tags issued | 230 |

MISCELLANEOUS

| | |
|---|--------------|
| Miscellaneous service | 2,370 |
| Incident reports | 62 |
| Vehicle accidents | 48 |
| Vehicle accidents (fatal) | 0 |
| Vehicle stops | 1002 |
| Police escorts | 3 |
| Prisoner meals | 45 |
| Mug shots taken | 39 |
| Fingerprints taken | 39 |
| Persons missing and located | 0 |
| Automobiles stolen | 4 |
| Automobiles recovered | 4 |
| Automobiles recovered for other authorities | 0 |
| Record check fees | \$45.00 |
| Photocopy fees | \$4.75 |
| Fingerprint fees | \$0.00 |
| Fines collected | \$0.00 |
| Value of property damaged | \$5,210.00 |
| Value of property stolen | \$184,520.34 |
| Value of property recovered | \$28,336.21 |

Respectfully submitted,



Thomas E. Krantz
Chief of Police

TEK/sd

| |
|---|
| <p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF CRIMINAL ACTIVITIES FOR THE MONTH OF NOVEMBER 2021</p> |
|---|

CRIMINAL FELONIES, MISDEMEANORS AND OFFENSES

| <u>TYPE OF OFFENSE</u> | <u>COMPLAINTS</u> | | |
|--------------------------------------|-------------------|---------|-----------|
| | Received | Cleared | Unfounded |
| AGG. ASSAULT | 3 | 2 | |
| ALL OTHER OFFENSES | 8 | 6 | |
| ARSON | 0 | 0 | |
| BURGLARY | 4 | 0 | |
| COERCION | 0 | 0 | |
| CRIMINAL MISCHIEF | 6 | 1 | |
| CRIM POSS WEAPON | 0 | 0 | |
| DIS CON/HARASS | 8 | 3 | |
| DRUG OFFENSES | 2 | 0 | |
| EMBEZZLEMENT | 0 | 0 | |
| FAILURE TO APPEAR | 28 | 28 | |
| FORGERY | 0 | 0 | |
| FRAUD (ID THEFT) | 6 | 0 | |
| LARCENY | 15 | 2 | |
| LEAVING THE SCENE | 2 | 0 | |
| MURDER | 0 | 0 | |
| RAPE | 1 | 0 | |
| ROBBERY | 0 | 0 | |
| SEXUAL OFFENSES | 0 | 0 | |
| SIMPLE ASSAULT | 5 | 4 | |
| STOLEN PROPERTY | 3 | 1 | |
| UNAUTH USE M/V | 0 | 0 | |
| VIOL OF PROBATION | 0 | 0 | |
| ARRESTS FOR OTHER AUTHORITIES | | 2 | |
| ARRESTS/CLEAR COMPS. FM PREV MONTHS | | 9 | |
| TOTALS | 91 | 58 | 0 |
| # OF ABOVE COMPLAINTS CLEARED BY JAB | | 0 | |
| # CLEARED BY JAB FROM PREV MONTHS | | 0 | |